

MONDAY, FEBRUARY 22, 1999

NINTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Pastor Michael Welch, First Christian Church, Shelbyville, Tennessee.

Representative Phillips led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Arriola; illness.

Representative Jackson; business reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 677: Rep(s). Maddox, Odom, Pruitt, and Winningham as prime sponsor(s).

MESSAGE FROM THE SENATE
February 22, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 76, 77 and 78; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 76 -- Memorials, Sports - 1998 Maryville High School football team, TSSAA Division 1 Class 4A state champion. by *Clabough, *Harper.

Senate Joint Resolution No. 77 -- Memorials, Retirement - Mayor Bobby Flaherty, Bartlett. by *Person, *Leatherwood, *Ford J, *Kyle, *Dixon, *Cohen.

Senate Joint Resolution No. 78 -- Naming and Designating - "Duck River Music & Arts Festival Day," Hickman County, first Saturday after Labor Day. by *Springer.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Resolution No. 18** -- Ethics - Adopts Ethics Code for House of Representatives. by *Kisber, *Hargrove, *DeBerry L, *McMillan, *Wood, *Rinks, *Cole (Carter), *Kent, *Hassell.

Held on House Desk

House Joint Resolution No. 79 -- Salaries and Benefits - Urges commission on compensation to establish deadline for appointing members and to set earlier date to convene; urges commission to promptly report and mail copies of committee recommendations to members of general assembly. by *Miller L.

House State and Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 24, 1999:

House Resolution No. 20 -- Memorials, Professional Achievement - Marvalene Maki, Chamber of Commerce Person of the Year. by *Scroggs.

House Resolution No. 24 -- Memorials, Sports - Spencer Riley, University of Tennessee center. by *Roach, *McKee.

House Joint Resolution No. 81 -- Memorials, Public Service - David Kustoff, Chairman, Shelby County Republican Party. by *Hargett, *Scroggs, *Pleasant.

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Joint Resolution No. 90 -- Memorials, Retirement - Nelson Forrester. by *Lewis, *Phillips, *Bone, *Frale, *Hood.

House Joint Resolution No. 91 -- Memorials, Sports - Melrose High School football team, 1998 TSSAA Division 1 Class 3-A state champion. by *Brooks, *Cooper B.

House Joint Resolution No. 93 -- Memorials, Personal Achievement - Matthew Leigh, Student Youth Leadership Competition winner. by *Buttry.

House Joint Resolution No. 94 -- Memorials, Public Service - Dana Davis, Distinguished Finalist Prudential Spirit of Community Award. by *Godsey.

House Joint Resolution No. 96 -- Memorials, Retirement - Clifford Stockton. by *DeBerry L, *Cooper B.

House Joint Resolution No. 97 -- Memorials, Public Service - Justin Wilkins, 1999 Prudential Spirit of Community Award finalist. by *McAfee, *Wood, *Turner (Hamilton), *Brown, *Sharp, *Stulce.

House Joint Resolution No. 98 -- Memorials, Retirement - Tommy Beaty. by *McAfee, *Wood, *Turner (Hamilton), *Brown, *Sharp, *Stulce.

House Joint Resolution No. 99 -- Memorials, Personal Achievement - Justin W. Queener, Eagle Scout. by *Baird, *Goins.

House Joint Resolution No. 100 -- Memorials, Personal Occasion - Hoyle and Gertrude "Sis" Rogers, 55th wedding anniversary. by *Goins.

House Joint Resolution No. 102 -- Memorials, Death - Dr. Andrew Dancy, Jr. by *Miller L, *Cooper B, *Kent, *Todd, *Scroggs, *Brooks, *Bowers, *DeBerry J, *Chumney, *Towns, *Hassell, *Hargett, *Turner (Shelby), *Kernell, *Jones U (Shelby), *Pleasant, *DeBerry L.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for February 24, 1999:

Senate Joint Resolution No. 20 -- Memorials, Death - Senator Tommy Burks, Monterey. by *Haynes, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 76 -- Memorials, Sports - 1998 Maryville High School football team, TSSAA Division 1 Class 4A state champion. by *Clabough, *Harper.

Senate Joint Resolution No. 77 -- Memorials, Retirement - Mayor Bobby Flaherty, Bartlett. by *Person, *Leatherwood, *Ford J, *Kyle, *Dixon, *Cohen.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 28** -- Highway Signs - Second Harvest Food Bank of Northeast Tennessee, I-181, Exit 42, Washington County. by *Crowe.

House Transportation Committee

Senate Joint Resolution No. 61 -- Naming and Designating - Ninety-Ninth Infantry Division Month, September 1999. by *Springer.

House State and Local Government Committee

Senate Joint Resolution No. 66 -- Naming and Designating - "Police Memorial Day," May 15, 1999; "Police Memorial Week," May 9-15, 1999. by *Burks, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Held on House Desk

Senate Joint Resolution No. 67 -- Naming and Designating - "National Crime Victims' Rights Week," April 25 -- May 1, 1999. by *Burks, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Held on House Desk

Senate Joint Resolution No. 72 -- Naming and Designating - "Birth of Country Music," March 6-13, 1999. by *Ramsey.

House State and Local Government Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1291 -- Local Education Agency - Updates obsolete provisions on repeal of special school districts and codifies department of education regulations governing creation of new special school districts. Amends TCA Title 49, Chapter 2, Part 5. by *Bone. (*SB1382 by *Rochelle)

House Bill No. 1292 -- State Government - Requires general assembly's voice mail system for toll-free and deaf callers to provide callers with general assembly's Internet address; requires voice mail systems of state departments, agencies and entities with e-mail systems accessible by public to provide callers with e-mail address of such department, agency or entity. Amends TCA Title 3, Title 4 and Title 8. by *Ford S. (*SB1408 by *Haun)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1293 -- Public Health and Health Care - Clarifies that pilot project for managed home-based and community-based long-term care services will provide services to no more than 200 persons annually. Amends TCA Title 71. by *Ford S. (*SB1560 by *Haun)

House Bill No. 1294 -- Barbers - Clarifies that, while removing authorization for issuance of a special certificate of registration to a person to practice barbering, such person cannot be denied the right to continue practicing until voluntarily surrenders such special certificate of registration. Amends TCA Section 62-3-132. by *Ford S. (*SB1559 by *Haun)

House Bill No. 1295 -- Penal and Reformatory Institutions - Removes requirement that penitentiary give notice of release of inmate by pardon or parole; removes requirement that notice of release contain reason for inmate's release and date of expiration of inmate's parole; requires board of probation and parole to provide notice to certain officials if inmate's release due to commutation of sentence or granting of pardon by governor. Amends TCA Title 40, Chapter 28, Part 1 and Title 41, Chapter 21, Part 2. by *McKee. (*SB1421 by *Kyle)

***House Bill No. 1296** -- Parks, Natural Areas Preservation - Adds to Class II Pastoral Scenic River, segment of Little Tennessee River from western edge of river, but not including west bank, to east bank starting at Tellico Dam in Loudon County to No. 9 mile marker at Ballplay in Monroe County. Amends TCA Section 11-13-104. by *Gunnels.

***House Bill No. 1297** -- Disabled Persons - Removes age limitation for court ordered child support for children who are disabled or handicapped and living with the custodial parent, if the court, in its discretion, decides to continue child support indefinitely from the non-custodial parent in cases where such parent is financially able to continue making such payments. Amends TCA Section 36-5-101. by *Bowers.

House Bill No. 1298 -- Energy - Clarifies that municipal electric plants can use eminent domain to condemn property; increases compensation of members of board of public utilities from \$100 to \$200 per month. Amends TCA Section 7-52-105 and Section 7-52-110. by *Maddox, *Pinion, *Kisber, *Curtiss, *Rhinehart, *Phelan, *Cole (Dyer), *Fitzhugh. (*SB1248 by *Herron)

House Bill No. 1299 -- Jails, Local Lock-ups - Permits two or more counties to enter into interlocal agreements for jail or workhouse to serve agreeing counties; provides exception to requirement that jail or workhouse be located within county boundary; makes sheriffs' duties subject to interlocal agreement. Amends TCA Title 41, Chapters 2 and 4, and Sections 5-7-105 and 8-8-201. by *Curtiss. (*SB502 by *Rochelle)

***House Bill No. 1300** -- Criminal Offenses - Creates Class E felony offense of identity theft; provides civil remedies for victim of such offense. Amends TCA Title 39. by *Sharp. (SB1641 by *Fowler)

House Bill No. 1301 -- Taxes, Exemption - Removes gasoline and diesel tax from fuel sold at marinas to boats, motorboats, sailboats and personal watercraft. Amends TCA Title 67, Chapter 3, Part 15. by *Windle. (*SB1565 by *Davis L)

House Bill No. 1302 -- Medical Occupations - Requires automatic external defibrillators (AEDs) to be registered with emergency communications district or ambulance dispatch center, unless such device is for one's personal use. Amends TCA Section 68-140-703. by *Harwell. (*SB774 by *Henry, *Haynes)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1303 -- Law Enforcement - Authorizes sheriffs to use resort area law enforcement officers to maintain peace and order in such resort areas. Amends TCA Title 8 and Title 62, Chapter 35. by *Walker (Rhea). (*SB1540 by *Davis L)

House Bill No. 1304 -- Environmental Preservation - Requires certain procedures be followed before state can purchase tracts of wetlands or bottomland hardwood forests; revises formula for reimbursing cities and counties for revenues lost because parcels of property have been rendered tax exempt. Amends TCA Title 11, Chapter 14, Part 4. by *Walker (Rhea), *Head, *Rinks, *Curtiss, *Newton, *Ford S, *Gunnels, *McKee. (*SB1518 by *Cooper, *Elsea, *Clabough)

House Bill No. 1305 -- Highways, Roads and Bridges - Removes from time and escort restrictions transportation of oversized bulldozers and bulldozer equipment of less than 13 feet. Amends TCA Title 55, Chapter 7, Part 2. by *Walker (Rhea), *Curtiss. (*SB1287 by *Davis L)

House Bill No. 1306 -- Highways, Roads and Bridges - Directs department of transportation to widen Highway 41 from Natchez Trace to Columbia. by *White. (*SB768 by *Springer)

House Bill No. 1307 -- Firearms and Ammunition - Requires department of safety to annually conduct name check on all permit holders through TBI's instacheck system. Amends TCA Title 39, Chapter 17, Part 13. by *Newton. (*SB1095 by *Cooper)

House Bill No. 1308 -- Malpractice, Professional - Eliminates 33 1/3 percent cap on attorney fees in medical malpractice actions. Amends TCA Section 29-26-120. by *Newton. (*SB1191 by *Cohen)

House Bill No. 1309 -- Taxes, Real Property - Provides for confidentiality for property tax returns and tax information, with disclosure to specified persons or officials only and to the extent specified. Amends TCA Title 67, Chapter 5, Part 4. by *Cole (Dyer). (*SB1383 by *Rochelle)

House Bill No. 1310 -- Tobacco, Tobacco Products - Enacts "Tennessee Tobacco Farmers Certifying Board Act of 1999." Amends TCA Title 43. by *Givens, *Bowers, *Ferguson. (*SB1581 by *Haun)

House Bill No. 1311 -- Tobacco, Tobacco Products - Enacts "Tennessee Tobacco Manufacturers' Escrow Fund Act of 1999." Amends TCA Title 47. by *Givens, *Bowers, *Ferguson. (*SB1544 by *Haun)

House Bill No. 1312 -- Tobacco, Tobacco Products - Enacts "Tennessee Minimum Cigarette Pack Size Act of 1999." Amends TCA Title 47, Chapter 18. by *Givens, *Bowers, *Ferguson. (*SB1574 by *Haun)

House Bill No. 1313 -- Tobacco, Tobacco Products - Prescribes conditions for application of state tax stamps to cigarette packages intended for export; restricts persons eligible to affix state tax stamps; provides civil penalties for violations; provides for seizure and forfeiture of contraband cigarettes. Amends TCA Title 67, Chapter 4. by *Givens. (*SB1448 by *Cooper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1314** -- Tobacco, Tobacco Products - Prescribes conditions for application of state tax stamps to cigarette packages intended for export; restricts persons eligible to affix state tax stamps; provides civil penalties for violations; provides for seizure and forfeiture of contraband cigarettes. Amends TCA Title 67, Chapter 4. by *Givens.

House Bill No. 1315 -- Tobacco, Tobacco Products - Prescribes conditions for application of state tax stamps to cigarette packages intended for export; restricts persons eligible to affix state tax stamps; provides civil penalties for violations; provides for seizure and forfeiture of contraband cigarettes. Amends TCA Title 67, Chapter 4. by *Givens. (*SB1425 by *Haun)

House Bill No. 1316 -- Bonds and Undertakings, Regulation of - Authorizes funding board to adopt interest rate hedging agreements; revises time at which refunding bonds may be redeemed. Amends TCA Title 9, Chapter 9. by *Kisber. (*SB1397 by *Rochelle)

House Bill No. 1317 -- Bonds and Undertakings, Regulation of - Revises law regulating refunding bonds and related contracts. Amends TCA Title 12, Chapter 10. by *Kisber. (*SB1398 by *Rochelle)

House Bill No. 1318 -- Bonds and Undertakings, Regulation of - Revises law governing bonds issued to fund municipal public works projects under Revenue Bond Law. Amends TCA Title 7. by *Kisber. (*SB1399 by *Rochelle)

House Bill No. 1319 -- Bonds and Undertakings, Regulation of - Revises law regarding issuance, sale and terms of bonds and refunding bonds Amends TCA Title 7, Chapter 82, Part 5. by *Kisber. (*SB1400 by *Rochelle)

House Bill No. 1320 -- Notice, Public - Removes requirement of necessity to hold public meetings with participation by electronic means; substitutes determination by governing body that such participation is appropriate. Amends TCA Title 8, Chapter 44. by *Kisber. (*SB1457 by *Henry)

House Bill No. 1321 -- Bonds and Undertakings, Regulation of - Revises law relative to Tennessee school bond authority. Amends TCA Title 49, Chapter 3, Part 12. by *Kisber. (*SB1458 by *Henry)

House Bill No. 1322 -- Mobile Homes and Manufactured Buildings - Replaces the term "mobile home" wherever it appears in TCA with term "manufactured home.". by *Kisber. (*SB959 by *Haun)

House Bill No. 1323 -- Pensions and Retirement Benefits - Increases retirement benefit for certain retired teachers and state employees by up to 10 percent based on length of retirement; permissible for local government employees. Amends TCA Title 8, Chapter 36, Part 7 and Section 8-36-124. by *Kisber, *Winningham. (*SB680 by *Womack)

House Bill No. 1324 -- Courts - Requires panel consisting of three judges to hear and determine any civil action challenging validity of state statute. Amends TCA Title 17. by *Scroggs. (*SB630 by *Fowler)

House Bill No. 1325 -- Driver Licenses - Prohibits department of safety from including social security number on face of person's driver license unless specifically requested by that person. Amends TCA Section 36-5-1301; Section 55-25-105; Section 55-50-321; Section 55-50-331; Section 55-50-406 and Section 55-50-407. by *Hargett. (*SB1629 by *Leatherwood)

***House Bill No. 1326** -- Children - Establishes birth defects registry. Amends TCA Title 68, Chapter 5, Part 5. by *Eckles, *Caldwell, *Davidson, *Hood, *Bone, *Robinson, *Walley, *McDonald, *Fowlkes, *Williams (Williamson), *Head, *Kisber, *McMillan, *Hargrove, *Armstrong, *Turner (Hamilton), *Curtiss, *Rhinehart, *Hagood, *Harwell, *Godsey, *Mumpower, *White, *Fraleigh, *Ridgeway, *Maddox, *Fitzhugh, *Jackson, *Tidwell, *DeBerry L., *Bowers, *Pruitt, *Langster, *Cooper B, *Towns, *Hassell. (SB1678 by *Harper)

House Bill No. 1327 -- Sentencing - Permits sentencing DUI offenders to litter removal for six eight-hour days, in lieu of 48 hours of incarceration, under supervision of sheriff. Amends TCA Title 55, Chapter 10, Part 4. by *Hargrove. (*SB983 by *Burks, *Crutchfield, *Herron, *Graves, *Davis L, *Harper, *Haun, *Haynes, *Springer, *Dixon, *Williams, *Cooper, *Ford J)

House Bill No. 1328 -- State Government - Clarifies use of electronic mail by governmental agencies. Amends TCA Section 3-12-105 and Title 10, Chapter 7, Part 5. by *Hargrove. (*SB1539 by *Rochelle)

House Bill No. 1329 -- Liens - Modifies certain procedures concerning notice of nonpayment for certain work, services, or materials. Amends TCA Section 66-11-145. by *Hargrove. (*SB1624 by *Burks)

***House Bill No. 1330** -- Taxes, Gasoline, Petroleum Products - Adds highway project benefited by gasoline tax increase to construct truck lane on Monterey Mountain between mile markers 291 and 300 on I-40 eastbound. Amends TCA Section 67-3-2003. by *Hargrove. (SB1681 by *Burks)

House Bill No. 1331 -- Pensions and Retirement Benefits - Allows certain Group 1 members of TCRS to collect extra amounts such members paid into TCRS. Amends TCA Section 8-36-201(g). by *Hargrove. (*SB1108 by *Cooper)

House Bill No. 1332 -- Claims Commission, Tennessee - Authorizes bond required for transcript preparation costs in appeal of commissioner of claims decision to be in cash or guaranteed by one or more personal sureties owning real property in Tennessee. Amends TCA Title 9, Chapter 8, Parts 1, 3 and 4. by *Hargrove. (*SB818 by *Crutchfield)

House Bill No. 1333 -- Victims' Rights - Redefines "child" in Criminal Injuries Compensation Act to refer to "person" instead of "individual." Amends TCA Title 29, Chapter 13, Parts 1 and 3; Section 40-24-107 and Section 67-4-606. by *Hargrove. (*SB816 by *Crutchfield)

House Bill No. 1334 -- Victims' Rights - Provides that defendant may not claim prejudice or assign error based on failure of court or other state official to give victim rights; provides that failure to give victim rights does not create cause of civil action but gives victim standing to enforce rights through injunctive action or writs of mandamus; provides prosecutor may assert a victim's rights on victim's behalf. Amends TCA Title 40, Chapter 38, Part 1. by *Hargrove. (*SB1247 by *Herron)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1335 -- Victims' Rights - Increases amounts recoverable by victims of crime under Criminal Injuries Compensation Act; authorizes compensation for clean up of homicide scene. Amends TCA Title 29, Chapter 13, Parts 1 and 2; Section 40-24-107 and Section 67-4-606. by *McMillan, *Hargrove. (*SB867 by *Kyle)

House Bill No. 1336 -- Mobile Homes and Manufactured Buildings - Modifies certain fees associated with regulation of manufactured home industry. Amends TCA Title 68, Chapter 126. by *Hargrove. (*SB1454 by *Atchley)

House Bill No. 1337 -- Education - Upon 2/3 vote of county commission, allows county school superintendent to continue to be popularly elected. Amends TCA Title 49, Chapter 2, Part 3. by *Hargrove. (*SB86 by *Burks, *Springer)

House Bill No. 1338 -- Judges and Chancellors - Creates "Judicial Election Reform Act of 1999.". by *Buck. (*SB1367 by *Person)

House Bill No. 1339 -- Criminal Offenses - Redefines "theft of services" to include Internet services provided by cable television companies. Amends TCA Title 7, Chapter 59 and Title 39, Chapter 14. by *Kent. (*SB1370 by *Person)

House Bill No. 1340 -- Cooperatives - Authorizes electric cooperatives to enter into joint ventures with cable operators. Amends TCA Title 7, Chapters 52 and 59; and Title 65, Chapter 25. by *Kent. (*SB1373 by *Person)

House Bill No. 1341 -- Utilities, Utility Districts - Authorizes joint venture between municipal electric company and cable television franchisees. Amends TCA Title 7, Chapters 52 and 59; and Title 65, Chapter 25. by *Kent. (*SB1372 by *Person)

House Bill No. 1342 -- Radio and Television - Requires cable companies to report damage to private property and compensation for such damage to franchising municipality or county. Amends TCA Title 7, Chapter 59 and Title 66, Chapter 28. by *Kent. (*SB1371 by *Person)

House Bill No. 1343 -- Forest and Forest Products - Requires forestry commission to make annual report to house and senate agriculture committees instead of to house conservation and environment committee and senate environment, conservation and tourism committee; requires that appointed state forester have eight instead of five years experience in management of forests. Amends TCA Title 11, Chapter 4, Part 1; Title 11, Chapter 4, Part 2 and Title 11, Chapter 4, Part 3. by *Givens. (*SB244 by *Ramsey)

House Bill No. 1344 -- Education, Higher - Revises law on university research. Amends TCA Section 10-7-504 and Section 49-7-120. by *Davidson. (*SB1082 by *Womack)

House Bill No. 1345 -- Unclaimed Property - Removes provision requiring transfer of corpus of health access account to state general fund. Amends TCA Title 66, Chapter 29, Part 1. by *Hargrove. (*SB817 by *Crutchfield)

House Bill No. 1346 -- Employment Security, Dept. of - Authorizes expenditures from unemployment compensation special administrative fund for purposes specified in General Appropriations Act. Amends TCA Title 50, Chapter 7, Part 5. by *White. (*SB395 by *Graves)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1347 -- County Government - Subject to adoption of resolution by 2/3 vote of county legislative body, requires candidates for election to membership of county legislative body of Hamilton County to reside in county commission district for one year immediately preceding election. Amends TCA Section 5-5-102. by *Turner (Hamilton), *Wood, *Sharp, *McAfee, *Armstrong, *Brown, *DeBerry J. (*SB820 by *Crutchfield)

House Bill No. 1348 -- Health - Converts traumatic brain injury registry to the traumatic injury registry. Amends TCA Section 68-55-203 and Section 68-55-204. by *Turner (Hamilton), *Odom, *Briley, *Armstrong, *Fowlkes, *Eckles, *Arriola, *Curtiss, *DeBerry J, *Miller L, *Jones U (Shelby). (*SB1405 by *Crutchfield)

House Bill No. 1349 -- Sexual Offenses - Requires defendant charged with rape of child to be at least four years older than victim of such rape. Amends TCA Section 39-13-522. by *Turner (Hamilton), *McMillan, *Fowlkes, *Eckles, *Curtiss, *Windle. (*SB805 by *Crutchfield)

House Bill No. 1350 -- Teachers, Principals and School Personnel - Provides that funds for teachers' salaries or teachers' salary equity shall be distributed according to BEP funding formula, beginning in 1999-2000 fiscal year. Amends TCA Title 49, Chapter 3, Part 3. by *Davis (Cooke), *Pinion, *Whitson, *Winningham. (*SB980 by *Haun)

House Bill No. 1351 -- Regional Authorities - Allows member of existing regional planning commission to continue serving until successor has been nominated and approved. Amends TCA Section 13-3-101(c)(4). by *Tindell. (*SB941 by *Burchett)

House Bill No. 1352 -- TennCare - Clarifies that transportation services may be provided as determined by commissioner to extent permitted by Medicaid law as may be defined in TennCare waiver. Amends TCA Title 71, Chapter 5, Part 1. by *Phelan. (*SB1249 by *Herron)

***House Bill No. 1353** -- Physicians and Surgeons - Clarifies that only boards of medical examiners or osteopathic examination have authority to discipline physicians; physicians licensed under TCA Title 63, Chapter 6 or 9, have authority to practice medicine and surgery without limitation. Amends TCA Title 63, Chapters 1, 6 and 9. by *Caldwell. (SB1648 by *Person)

House Bill No. 1354 -- Physicians and Surgeons - Makes physician health programs engaged in peer review immune from liability; makes information furnished to or generated by medical peer review committees privileged. Amends TCA Title 63, Chapter 6, Part 2. by *Caldwell. (*SB1378 by *Person)

House Bill No. 1355 -- Tennessee Regulatory Authority - Limits amounts that municipally or cooperatively owned utility shall request or receive from utility in exchange for permission for pole attachments, and may refuse requests only if access is not technically feasible. Amends TCA Section 65-21-105. by *Rhinehart. (*SB1104 by *Cooper)

House Bill No. 1356 -- Telecommunications - Prohibits municipality operating electric plant that provides telephone, telegraph or telecommunications services from entering into contractual arrangement or agreement for joint ownership or joint ownership of control of assets to provide such services or which provides for sharing of profits and losses or gross revenues derived from such services. Amends TCA Title 7, Chapter 52, Part 4. by *Kent. (*SB1311 by *Kyle)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1357 -- Contractors - Authorizes board of licensing contractors to accept line of credit in determining financial condition of applicant. Amends TCA Title 62, Chapter 6. by *Phelan, *Rhinehart, *Curtiss. (*SB757 by *Davis L)

House Bill No. 1358 -- Banks and Financial Institutions - Prohibits credit card state banks from making commercial loans unless charter of such bank contains provision or is subsequently amended electing to engage in commercial lending; adds definition of "loan" as any extension of credit for personal, consumer or commercial purposes. Amends TCA Title 45, Chapter 2, Part 19. by *Fitzhugh, *Rhinehart, *Phelan, *Lewis, *Rinks, *Gunnels. (*SB1120 by *Cooper)

House Bill No. 1359 -- Banks and Financial Institutions - Permits parties to loans to agree to deferrals in precomputed loan payments when amount owed more than \$100. Amends TCA Title 45, Chapter 5. by *Fitzhugh, *Rhinehart, *Phelan, *Gunnels, *Lewis, *Rinks. (*SB1118 by *Cooper)

House Bill No. 1360 -- Managed Care Organizations - Removes 2 percent tax on gross revenues of MCOs only with respect to revenues derived from the TennCare program. Amends TCA Title 56. by *DeBerry L. (*SB317 by *Ford J)

House Bill No. 1361 -- Boards and Commissions - Requires all members of boards or commissions that regulate professions or occupations to be residents of Tennessee. Amends TCA Title 4; Title 62 and Title 63. by *DeBerry L. (*SB1016 by *Ford J)

House Bill No. 1362 -- TennCare - Adds assistant commissioner for bureau of TennCare as a non-voting, ex officio member of TennCare pharmaceutical care advisory board. Amends TCA Title 68 and Title 71. by *DeBerry L. (*SB1056 by *Ford J)

House Bill No. 1363 -- Bail, Bail Bonds - Authorizes Memphis-Shelby County Bail Bonding Association to conduct continuing education classes for bail bondsmen. Amends TCA Title 40, Chapter 11, Part 4. by *DeBerry L. (*SB316 by *Ford J)

House Bill No. 1364 -- Appropriations - Appropriates \$3.5 million annually for health care professional development program at Meharry Medical College. Amends TCA Section 68-1-117. by *DeBerry L. (*SB312 by *Ford J)

House Bill No. 1365 -- Criminal Offenses - Creates Class A felony offense for intentionally or knowingly harming or threatening to harm certain public officials due to or because of their official duties or status. Amends TCA Title 39, Chapter 16, Part 5. by *DeBerry L. (*SB318 by *Ford J)

House Bill No. 1366 -- State Employees - Requires health insurance for state employees to include comprehensive tobacco use cessation services. Amends TCA Title 8, Chapter 27. by *DeBerry L. (*SB1059 by *Ford J)

House Bill No. 1367 -- County Boundaries - Makes certain changes in regard to comprehensive growth plans. Amends TCA Title 6, Chapter 58. by *Phelan, *Turner (Shelby), *Turner (Hamilton), *DeBerry J, *Head. (*SB1627 by *Burchett)

House Bill No. 1368 -- Chiropractors - Authorizes board of chiropractic examiners to adopt rules to establish minimum standards and criteria for persons performing therapeutic procedures in chiropractic physician's office; regulations to include grandfathering, waiver, reciprocity, renewal, continuing education, fees, examination and hardship cases. Amends TCA Title 63, Chapter 4, Part 1. by *Odom, *Hargett, *Arriola, *Jones, S., *Armstrong. (*SB1032 by *Cooper, *Ford J)

House Bill No. 1369 -- Game and Fish Laws - Changes license fee for nonresident fur dealer from "amount equal to fee Tennessee resident would pay in nonresident's state of origin" to \$100, making it equal to fee paid by resident dealer. Amends TCA 70-2-208(b). by *McCord, *Bittle. (*SB288 by *Ramsey)

House Bill No. 1370 -- Boats, Boating - Specifies regulation fee rates for salvaged vessels; requires persons operating vessels to have identification; exempts certain persons and vessels from operating requirements; makes other various changes to boating regulations. Amends TCA Section 69-10-207(b); Section 69-10-216; Section 69-10-220 and Section 69-10-506. by *McCord, *Bittle. (*SB415 by *Ramsey)

House Bill No. 1371 -- Planning, Public - Transfers remaining interstate right-of-way property in Memphis acquired for cancelled connector to Memphis for redevelopment as parkway and urban residential development. Amends TCA Section 12-2-112. by *Jones U (Shelby). (*SB796 by *Cohen)

House Bill No. 1372 -- Criminal Offenses - Redesignates flag desecration from Class A misdemeanor to Class E felony. Amends TCA Title 39, Chapter 17, Part 3. by *McAfee. (*SB1320 by *Williams)

House Bill No. 1373 -- Hospitals and Health Care Facilities - Lifts moratorium on methadone treatment facilities until rules and regulations establishing central registry and program evaluation are in effect. Amends TCA Title 68, Chapter 11. by *Turner (Shelby). (*SB1072 by *Ford J)

House Bill No. 1374 -- Hospitals and Health Care Facilities - Authorizes nonresidential methadone treatment facilities to give notice to county executive or mayor that application for treatment facility has been filed. Amends TCA Title 68, Chapter 11. by *Turner (Shelby). (*SB1073 by *Ford J)

House Bill No. 1375 -- Education - Deletes provision authorizing commissioner of education to appoint person to prepare reports required of local boards of education. Amends TCA Title 49, Chapter 2. by *Winningham. (*SB1265 by *Springer)

House Bill No. 1376 -- Public Health and Health Care - Clarifies methods to be used by department of health to inform public of plan for medical assistance in this state. Amends TCA Title 68, Chapter 11 and Title 71, Chapter 5, Part 1. by *Garrett. (*SB1051 by *Ford J)

House Bill No. 1377 -- Hospitals and Health Care Facilities - Permits nursing home to provide home health services to persons on waiting lists and persons previously discharged from facility if such nursing home has filed statement of intent to provide home health services. Amends TCA Title 68, Chapter 11. by *Garrett. (*SB1280 by *Springer)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1378 -- Taxes, Sales - Redefines "telecommunications" to remove paging service in Retailers' Sales Tax Act. Amends TCA Title 67, Chapter 6. by *Head, *Hargrove. (*SB664 by *Cooper)

House Bill No. 1379 -- Telecommunications - Prohibits Tennessee regulatory authority from implementing price regulation plan for incumbent local exchange telephone company until such local company has received FCC approval to provide originating interLATA services in Tennessee; any order granting such price regulation prior to enactment of this act will be vacated; such company is subject to all applicable rules and regulations prior to approval of price regulation plan. Amends TCA Section 65-4-201 and Section 65-5-209. by *Head. (*SB1101 by *Cooper)

House Bill No. 1380 -- Telecommunications - Defines "zero-rated services" (including and limited to touch-tone and directory assistance) to classification of services for price regulation plan purposes. Amends TCA Section 65-5-208. by *Head. (*SB1105 by *Cooper)

House Bill No. 1381 -- Telecommunications - Requires evaluation every year rather than biennially of Telecommunications Deregulation Act. Amends TCA Title 65, Chapters 4, 5 and 29. by *Head. (*SB1359 by *Cooper)

House Bill No. 1382 -- Taxes, Alcoholic Beverages - Allocates 10 cents of \$1.10 per gallon wine distribution tax to University of Tennessee for grape and wine research, extension and education. Amends TCA Section 57-3-306. by *Head. (*SB1288 by *Davis L)

House Bill No. 1383 -- Firearms and Ammunition - Limits records to be maintained on person purchasing firearms; imposes \$10.00 fee for background checks for each day, no matter how many firearms are purchased. Amends TCA Section 39-17-1316. by *Bittle. (*SB940 by *Burchett)

House Bill No. 1384 -- Courts, Juvenile - Allows juvenile court referees to qualify for civil service; allows appeal of juvenile court referees' findings and recommendations. Amends TCA Section 37-1-107. by *Robinson, *Buck. (*SB1461 by *Henry)

***House Bill No. 1385** -- Driver Licenses - Imposes certain driving restrictions on persons under age of 18. Amends TCA Title 55, Chapter 50. by *Mumpower. (SB1638 by *Ramsey)

House Bill No. 1386 -- Hospitals and Health Care Facilities - Expands definitions of hospital for health facilities licensure and mental health statutes to include hospitals regardless of form of ownership; expands from 20 to 30 days time that must elapse after notice to attorney general before assets may be transferred by public benefit corporation. Amends TCA Title 33; Title 48, Chapters 64 and 68; and Title 68, Chapter 11, Part 2. by *Eckles. (*SB454 by *McNally)

House Bill No. 1387 -- TennCare - Requires MCO to disclose "any and all" rather than just "any" material modification in operation in filing for certificate of authority; in TennCare appeals not related to eligibility the commissioner is required, rather than permitted, to set alternative appeal mechanism to UAPA for amounts less than \$1,000. Amends TCA Title 56 and Title 71. by *Eckles. (*SB457 by *McNally)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1388 -- DUI/DWI Offenses - Requires court to order use of ignition interlock device on person's vehicle when such person refused breath test or was convicted of DUI and tested .15 percent or above. Amends TCA Title 55, Chapter 10. by *Robinson, *Buck, *Newton, *Jones, S., *West, *Odom, *Ferguson, *Caldwell, *Arriola, *Pruitt, *Briley, *Brooks, *Brown. (*SB1157 by *Henry, *Cooper, *Person, *Davis L, *Haynes, *Cohen, *Crutchfield)

House Bill No. 1389 -- Forest and Forest Products - Enacts "Tennessee Sustainable Forest Management Act of 1999." Amends TCA Title 11, Chapter 4. by *Odom. (*SB804 by *Cohen)

House Bill No. 1390 -- Penal and Reformatory Institutions - Terminates private prison contract; gives correctional officers preference for hiring at department of correction. Amends TCA Title 41, Chapter 24. by *Odom. (*SB1281 by *Springer)

House Bill No. 1391 -- Penal and Reformatory Institutions - Requires workers performing construction on private prisons to be paid state prevailing wages. Amends TCA Title 41, Chapter 24, Part 1. by *Odom. (*SB645 by *Springer)

House Bill No. 1392 -- Penal and Reformatory Institutions - Requires \$100 million bond to be posted by private prison contractors for capture of escaped inmates. Amends TCA Title 41, Chapter 24. by *Odom. (*SB643 by *Springer)

House Bill No. 1393 -- Penal and Reformatory Institutions - Imposes privilege tax of \$10 million on each private prison in state. Amends TCA Title 41, Chapter 24. by *Odom. (*SB638 by *Springer)

***House Bill No. 1394** -- Computers and Electronic Processing - Enacts "Electronic and Digital Signature Act of 1999." Amends TCA Section 1-3-105; Title 24, Chapter 7, Part 1; Section 29-2-101 and Section 47-1-201. by *Rhinehart. (SB1655 by *Womack)

House Bill No. 1395 -- Probate Law - Revises law of probate, wills, guardians, conservators, trustees and inheritance, estate and gift taxes. Amends TCA Title 30; Title 31; Title 32; Title 34; Title 35 and Title 67. by *Fowlkes. (*SB526 by *Fowler)

House Bill No. 1396 -- Trusts - Permits trustee to provide certificate of existence of trust to any third party to validate trustee's authority to transfer assets of trust; third party is bound by certificate unless third party has actual knowledge that certificate is incorrect; if third party refuses to accept certificate, third party may be liable for costs and damages caused by such refusal. Amends TCA Title 35, Chapter 50. by *Fowlkes. (*SB525 by *Fowler)

House Bill No. 1397 -- Taxes, Real Property - Extends time for application for property tax relief; permits application for refund or presentation of credit voucher within 35 days from date taxes are delinquent. Amends TCA Section 67-5-701. by *Fowlkes. (*SB1162 by *Henry)

House Bill No. 1398 -- Probate Law - Authorizes personal representative to sell real estate passing under will upon application to court and with court discretion. Amends TCA Title 30, Chapter 2, Part 4. by *Fowlkes. (*SB1215 by *Fowler)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1399 -- Highway Signs - "David Crockett Parkway," U.S. 64 from I-24 to Fayette County. by *Fowlkes. (*SB650 by *Cooper)

House Bill No. 1400 -- Foster Care - Revises information concerning child being placed in foster care which must be provided to foster parents by department of children's services or agency which contracts with department to place children in foster care. Amends TCA Title 37, Chapter 2, Part 4. by *Fowlkes. (*SB567 by *Graves)

House Bill No. 1401 -- Business Organizations - Permits chief officer of corporation or partnership to represent corporation or partnership before courts of this state, provided amount of claim does not exceed \$2,500. Amends TCA Title 23, Chapter 3. by *Fowlkes. (*SB1516 by *Cooper)

House Bill No. 1402 -- Children - Enacts Court Appointed Special Advocates Association (CASA) grant program. Amends TCA Title 9, Chapter 6, Part 1. by *Fowlkes. (*SB878 by *Graves)

House Bill No. 1403 -- Insurance Companies, Agents, Brokers, Policies - Clarifies that domestic insurance company's bonds or other evidences of debt having fixed term and interest rate which are deposited as security for particular reinsurance liability, continue to be valued under TCA 56-3-113; such valuation not limited to amount of particular reinsurance liability. Amends TCA Title 56. by *Fowlkes. (*SB1386 by *Rochelle)

House Bill No. 1404 -- Education - Provides that human resource agencies are to be service delivery system for character education program. Amends TCA Section 49-6-1007. by *Fowlkes. (*SB1163 by *Henry)

House Bill No. 1405 -- Motor Vehicles, Titling and Registration - Clarifies certain issuance requirements and revenue distribution formulas for cultural, specialty earmarked and new specialty earmarked license plates; sets requirements for issuance of future plates established by statute. Amends TCA Title 55, Chapter 4. by *Fowlkes. (*SB1349 by *Cohen)

House Bill No. 1406 -- County Officers - Provides that county building commissioner shall be appointed by chief executive officer of county and confirmed by county legislative body. Amends TCA Section 13-7-110. by *Fowlkes. (*SB557 by *Cooper)

House Bill No. 1407 -- Insurance, Motor Vehicles - Requires liability insurance or execution and delivery of bond in amounts consistent with financial responsibility provisions of TCA 55-12-102(12) for resident alien applying for Tennessee driver license; commissioner may waive requirement for such coverage when resident alien becomes United States citizen. Amends TCA Title 55. by *Fowlkes. (*SB651 by *Cooper)

House Bill No. 1408 -- District Attorneys - Increases assistant district attorney positions in 11th judicial district from 14 to 17. Amends TCA Section 16-2-506. by *Brown. (*SB843 by *Fowler, *Crutchfield)

House Bill No. 1409 -- Juvenile Offenders - Specifies that certain offenses against person shall be heard in juvenile court if defendant is under 12 years of age. Amends TCA Title 37, Chapter 1, Part 1. by *Brown. (*SB806 by *Crutchfield)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1410 -- TennCare - Reenacts prior law to raise limit on number of ICF/MR beds from 668 to 2,510. Amends TCA Section 71-5-105. by *Brown. (*SB628 by *Fowler)

House Bill No. 1411 -- Highway Signs - Permits erection of "Welcome to Springfield" signs in rights-of-way on highways at or near corporate limits; provided there is no cost or liability for state and signage requirements are met. Amends TCA Title 54, Chapter 22, Part 1. by *Davidson. (*SB1487 by *Graves)

House Bill No. 1412 -- Land, Agricultural and Open Spaces - Revises application and certification requirements under Agricultural, Forest, and Open Space Land Act of 1976. Amends TCA Section 67-5-1004; Section 67-5-1005; Section 67-5-1006; Section 67-5-1007 and Section 67-5-1008. by *Davidson, *Rinks. (*SB913 by *Rochelle, *Miller J)

House Bill No. 1413 -- Education, Higher - Revises law on university research. Amends TCA Section 10-7-504 and Section 49-7-120. by *Davidson. (*SB971 by *Womack, *McNally)

House Bill No. 1414 -- Teachers, Principals and School Personnel - Requires binding arbitration in disputes over existing agreements between LEAs and local teacher associations. Amends TCA Section 49-5-612(c). by *Davidson, *Winningham. (*SB556 by *Cooper)

House Bill No. 1415 -- Courts, Juvenile - Provides for alternative juvenile court based education program for disruptive students. Amends TCA Title 37, Chapter 1, Part 1. by *Davidson, *Winningham, *McMillan, *Jackson, *Stulce, *Maddox. (*SB494 by *Graves, *Womack)

House Bill No. 1416 -- Education - Allows refund under Tennessee Baccalaureate Education Systems Trust Act in amount not less than total purchase price of tuition units "not needed," instead of amount not less than total purchase price of such units "not needed for tuition" when BEST beneficiary receives scholarship or tuition waiver. Amends TCA Title 49, Chapter 7, Part 8. by *Davidson, *Davis (Cocke). (*SB1234 by *Haynes)

House Bill No. 1417 -- Education, Higher - Authorizes board of trustees of baccalaureate education system trust fund program to enter educational services plan and educational savings plan contracts with purchasers. Amends TCA Title 49, Chapter 7, Part 8. by *Davidson, *Davis (Cocke). (*SB1233 by *Haynes)

House Bill No. 1418 -- Teachers, Principals and School Personnel - Extends 25 percent tuition discount to children of teachers retired with at least 25 years of service. Amends TCA Section 49-7-119. by *West, *Eckles. (*SB564 by *Haynes)

***House Bill No. 1419** -- Tennessee Bureau of Investigation - Requires administrative office of the courts to make available information regarding disposition of cases to TBI. Amends TCA Title 16, Chapter 3, Part 8. by *Sands. (SB1647 by *Person)

House Bill No. 1420 -- Hospitals and Health Care Facilities - Requires department of health to establish procedure for timely determination of medical qualification for nursing home services for Medicaid eligible persons. Amends TCA Title 71, Chapter 5, Part 1. by *Hood. (*SB1102 by *Cooper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1421 -- Managed Care Organizations - Places cap of 10 percent on TennCare MCO administrative expenses; requires commissioner of commerce and insurance to establish standardized claims procedure for all MCOs; provides enforcement mechanism when MCO deliberately withholds payment to provider. Amends TCA Title 56 and Title 71. by *Arriola. (*SB1643 by *Davis L)

House Bill No. 1422 -- Landlord and Tenant - Reduces period of notice for termination of lease by landlord, from 30 to seven days. by *Williams (Williamson). (*SB1525 by *Ramsey, *Miller J)

House Bill No. 1423 -- Business and Commerce - Prohibits suppliers of farm machinery, construction, utility, industrial and other heavy equipment from terminating retail agreements with retailers without good cause; requires suppliers to repurchase franchise inventory when franchise terminated. Amends TCA Title 47, Chapter 25, Part 13. by *Phelan. (*SB1026 by *Burks)

House Bill No. 1424 -- Fair Trade Laws - Reinstates Unfair Cigarette Sales Law as existed prior to 1998 revision removing wholesalers; retains provision added in 1998 to allow retailers to participate in manufacturers' incentive programs, discounts and special price programs. Amends TCA Title 47, Chapter 25. by *Rinks, *Naifeh. (*SB1515 by *Cooper)

House Bill No. 1425 -- Education - Requires four-year high schools to give students in good standing four years of athletic eligibility regardless of transfers from other schools or being held back academically. Amends TCA Title 49, Chapter 6. by *Head, *Naifeh. (*SB1030 by *Cohen)

House Bill No. 1426 -- Alcoholic Beverages - Permits bed and breakfast establishments with business conference center in Shelby County to obtain liquor by the drink license. Amends TCA Section 57-4-102. by *Miller L. (*SB1186 by *Cohen)

House Bill No. 1427 -- General Assembly, Confirmation of Appointment - Requires governor's cabinet members to be confirmed by full senate and house after recommendation by committee appointed by the speakers. Amends TCA Section 4-3-112. by *Miller L, *Bowers. (*SB679 by *Dixon)

***House Bill No. 1428** -- Consumer Protection - Enacts "Tennessee Year 2000 Citizens' Protection Act." Amends TCA Title 47. by *Miller L, *Bowers, *Pleasant, *DeBerry J, *Turner (Shelby), *Cooper B, *Kernell, *Armstrong. (SB1658 by *Harper)

House Bill No. 1429 -- Education - Requires certain dropout information to include event rates and cohort rates; requires certain LEAs to develop reasonable plans for reducing certain dropout rates. Amends TCA Section 49-1-211 and Section 49-1-216. by *Miller L, *Cooper B, *Towns. (*SB676 by *Dixon)

House Bill No. 1430 -- Solid Waste Disposal - Prohibits disposal of gypsum wallboard, drywall and scrap wallboard containing calcium sulfate in solid waste disposal facilities classified as Class III, IV, V or VI and allows disposal of same in facilities classified as Class I or II. Amends TCA Title 68, Chapter 211, Part 8. by *Miller L. (*SB373 by *Kyle)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1431 -- Economic and Community Development - Provides for certain legislative representation on board of directors of certain central business improvement districts. Amends TCA Section 7-84-519. by *Miller L. (*SB1166 by *Ford J)

House Bill No. 1432 -- TennCare - Requires comptroller to report to speakers of house and senate concerning TennCare Partners program. Amends TCA Title 33; Title 56 and Title 71. by *Jackson. (*SB1256 by *Herron)

House Bill No. 1433 -- TennCare - Revives TennCare oversight committee statute; extends committee to 2004; clarifies definition of "MCO." Amends TCA Title 3, Chapter 15, Part 5. by *Jackson. (*SB1310 by *Herron)

House Bill No. 1434 -- Managed Care Organizations - Requires commissioner of commerce and insurance to promulgate by rule uniform claims process for TennCare MCOs and providers. Amends TCA Title 56 and Title 71. by *Jackson. (*SB1127 by *Kurita)

House Bill No. 1435 -- TennCare - Adds to duties of TennCare pharmaceutical care advisory board development, application and assessment of interventions or remedial strategies that are educational in nature to improve quality of care by MCOs and BHOs. Amends TCA Title 56; Title 63 and Title 71. by *Jackson. (*SB1253 by *Herron)

House Bill No. 1436 -- TennCare - Requires carve out of dental care services under TennCare. Amends TCA Title 56; Title 63 and Title 71. by *Jackson. (*SB1254 by *Herron)

House Bill No. 1437 -- Public Health and Health Care - Directs long-term care services advisory council to study coordination and delivery of home and community based services to non-Medicaid and non-nursing home eligible populations and report findings to general assembly no later than 1/1/2001. Amends TCA Title 56; Title 68 and Title 71. by *Jackson. (*SB1255 by *Herron)

House Bill No. 1438 -- Criminal Offenses - Makes interference with any civil process server Class B misdemeanor unless offender uses a deadly weapon to interfere with process server, in which event Class A misdemeanor. Amends TCA Section 39-16-602. by *Jackson. (*SB24 by *Cohen)

House Bill No. 1439 -- Highways, Roads and Bridges - Directs department of transportation to begin environmental studies and preliminary engineering on Highway 100 from Centerville to Nashville. by *Jackson. (*SB770 by *Springer)

House Bill No. 1440 -- Malpractice, Professional - Removes competency disqualification from expert witnesses in medical malpractice cases licensed outside of Tennessee or a noncontiguous bordering state. Amends TCA Section 29-26-115. by *Jackson. (*SB1192 by *Cohen)

House Bill No. 1441 -- Education - Authorizes state board of education to lower maximum class size limits upon recommendation of commissioner of education as needed to comply with federal funding requirements mandating class size maximums lower than those specified in TCA 49-1-104 (a)(1). Amends TCA Section 49-1-104; Section 49-3-361 and Section 49-6-3110. by *Turner (Hamilton), *Stulce, *Givens, *Davidson, *McMillan, *Briley, *Odom, *Winningham, *Arriola, *Ferguson, *Eckles, *Sands, *Jones, S., *Windle, *Lewis, *Turner (Shelby), *Maddox, *DeBerry L., *Pinion. (*SB1636 by *Graves)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1442 -- Firearms and Ammunition - Makes failure to report minor's possession of firearm on school property Class A misdemeanor. Amends TCA Title 39, Chapter 17. by *Chumney. (*SB1187 by *Cohen)

House Bill No. 1443 -- Election Laws - Increases size of county election commission from five to seven members in Shelby, Davidson, Knox and Hamilton counties. Amends TCA Title 2, Chapter 12. by *Miller L, *DeBerry L. (*SB1178 by *Kyle)

***House Bill No. 1444** -- Tennessee Bureau of Investigation - Exempts information and records involving Class B and Class C misdemeanors from TBI's expunged criminal offender and pretrial diversion database. Amends TCA Title 38, Chapter 6 and Title 40. by *Buck.

House Bill No. 1445 -- Criminal Procedure - Provides for expungement of public records concerning orders of protection that were denied by court upon petition to court having jurisdiction in such action. Amends TCA Title 36, Chapter 3, Part 6 and Title 40, Chapter 32, Part 1. by *Buck. (*SB759 by *Burchett)

House Bill No. 1446 -- General Assembly - Creates office of legislative budget analysis. Amends TCA Section 3-10-105; Section 3-10-107; Section 3-7-110 and Title 3, Chapter 14. by *Naifeh, *Hargrove. (*SB1513 by *Wilder)

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 59** -- Motor Vehicles, Titling and Registration - Reclassifies Native American Indian cultural license plate as new specialty earmarked plate; earmarks portion of revenues from sale thereof for use of Tennessee Commission of Indian Affairs. Amends TCA Title 55, Chapter 4. by *Kurita, *Crowe. (HB203 by *Williams (Williamson))

***Senate Bill No. 73** -- State Symbols - Adopts as Tennessee state tartan design approved by Heart of Tennessee Scottish Celebration and other Scottish Societies in Tennessee. Amends TCA Title 4, Chapter 1, Part 3. by *Womack, *Crowe. (HB61 by *Eckles, *Hood)

***Senate Bill No. 109** -- Sunset Laws - Tennessee technology development corporation, June 30, 2001. Amends TCA Title 4, Chapters 14 and 29. by *Springer. (HB407 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 110** -- Sunset Laws - Commission on firefighting personnel standards and education, June 30, 2007. Amends TCA Title 4, Chapters 24 and 29. by *Springer, *McNally. (HB400 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 111** -- Sunset Laws - Local education insurance committee, June 30, 2005. Amends TCA Title 8, Chapter 27, and Title 4, Chapter 29. by *Springer. (HB406 by *Kernell, *Garrett, *Brooks)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***Senate Bill No. 112** -- Sunset Laws - Utility management review board, June 30, 2005. Amends TCA Title 4, Chapter 29 and Title 7, Chapter 82. by *Springer. (HB385 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 116** -- Sunset Laws - Alcoholic beverage commission, June 30, 2007; specifies that monthly report by department of revenue on licensed dealers who are delinquent in paying taxes shall be on separate page for each dealer. Amends TCA Title 4, Chapter 29, and Title 57, Chapter 1. by *Springer. (HB396 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 120** -- Sunset Laws - Tennessee claims commission, June 30, 2007. Amends TCA Title 4, Chapter 29, and Title 9, Chapter 8. by *Springer. (HB397 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 142** -- Sunset Laws - Board of claims, June 30, 2005. Amends TCA Title 4, Chapter 29, and Title 9, Chapter 8. by *Springer. (HB393 by *Kernell, *Garrett, *Brooks)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 1165** -- Education -- House Education Committee

***House Bill No. 1166** -- Traffic Safety -- House Judiciary Committee

House Bill No. 1167 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 1168 -- Securities -- Caption Bill Held on House Desk

House Bill No. 1169 -- Highway Signs -- House Transportation Committee

House Bill No. 1170 -- Judicial Officers -- Caption Bill Held on House Desk

House Bill No. 1171 -- State Employees -- Caption Bill Held on House Desk

House Bill No. 1172 -- Taxes, Litigation -- House Judiciary Committee

House Bill No. 1173 -- Civil Procedure -- House Judiciary Committee

House Bill No. 1174 -- Teachers, Principals and School Personnel -- House Education Committee

House Bill No. 1175 -- Judicial Officers -- House Judiciary Committee

House Bill No. 1176 -- Workers' Compensation -- House Consumer and Employee Affairs Committee

House Bill No. 1177 -- Hospitals and Health Care Facilities -- House Judiciary Committee

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

- House Bill No. 1178** -- Insurance, Motor Vehicles -- Caption Bill Held on House Desk
- House Bill No. 1179** -- Products Liability -- House Judiciary Committee
- House Bill No. 1180** -- Tort Liability -- House Judiciary Committee
- House Bill No. 1181** -- Civil Procedure -- Caption Bill Held on House Desk
- House Bill No. 1182** -- Sports -- Caption Bill Held on House Desk
- House Bill No. 1183** -- Bonding, Surety and Professional -- House Judiciary Committee
- House Bill No. 1184** -- Taxes, Franchise -- House Finance, Ways and Means Committee
- House Bill No. 1185** -- Forest and Forest Products -- House Conservation and Environment Committee
- House Bill No. 1186** -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk
- House Bill No. 1187** -- Election Laws -- Caption Bill Held on House Desk
- *House Bill No. 1188** -- Housing -- House State and Local Government Committee
- House Bill No. 1189** -- Fiduciaries -- House Judiciary Committee
- House Bill No. 1190** -- Children -- House Health and Human Resources Committee
- *House Bill No. 1191** -- Taxes, Business -- House State and Local Government Committee
- House Bill No. 1192** -- Insurance, Health, Accident -- House Commerce Committee
- House Bill No. 1193** -- Taxes, Personal Property -- House Finance, Ways and Means Committee
- House Bill No. 1194** -- Correctional Programs -- House State and Local Government Committee
- House Bill No. 1195** -- Purchasing -- House State and Local Government Committee
- House Bill No. 1196** -- Correctional Programs -- House State and Local Government Committee
- House Bill No. 1197** -- Correction, Dept. of -- House State and Local Government Committee

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1198 -- Unemployment Compensation -- House Consumer and Employee Affairs Committee

House Bill No. 1199 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 1200 -- Alcoholic Beverages -- House State and Local Government Committee

House Bill No. 1201 -- Criminal Offenses -- House Judiciary Committee

***House Bill No. 1202** -- Alcoholic Offenses -- House Judiciary Committee

House Bill No. 1203 -- Criminal Procedure -- House Judiciary Committee

House Bill No. 1204 -- Alcoholic Beverages -- House State and Local Government Committee

House Bill No. 1205 -- Driver Licenses -- House Transportation Committee

House Bill No. 1206 -- Driver Licenses -- House Transportation Committee

House Bill No. 1207 -- Tatoo Parlors and Piercing Establishments -- House Government Operations Committee

House Bill No. 1208 -- Tatoo Parlors and Piercing Establishments -- House Government Operations Committee

House Bill No. 1209 -- Education -- House Education Committee

***House Bill No. 1210** -- Education -- House Education Committee

House Bill No. 1211 -- TennCare -- House Commerce Committee

House Bill No. 1212 -- Telecommunications -- House Commerce Committee

House Bill No. 1213 -- Insurance, Health, Accident -- House Commerce Committee

House Bill No. 1214 -- Animals -- House Conservation and Environment Committee

House Bill No. 1215 -- Business and Commerce -- House Commerce Committee

House Bill No. 1216 -- Workers' Compensation -- House Consumer and Employee Affairs Committee

House Bill No. 1217 -- Education -- Caption Bill Held on House Desk

House Bill No. 1218 -- Tort Liability -- House Judiciary Committee

House Bill No. 1219 -- Tennessee Regulatory Authority -- House Government Operations Committee

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1220 -- Insurance Companies, Agents, Brokers, Policies -- House Commerce Committee

House Bill No. 1221 -- County Boundaries -- House State and Local Government Committee

House Bill No. 1222 -- Sentencing -- House Judiciary Committee

House Bill No. 1223 -- Bad Checks -- Caption Bill Held on House Desk

House Bill No. 1224 -- Gibson County -- Local Bill Held on Desk

House Bill No. 1225 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1226 -- Insurance, Health, Accident -- House Commerce Committee

House Bill No. 1227 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1228 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1229 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1230 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1231 -- Utilities, Utility Districts -- House Judiciary Committee

House Bill No. 1232 -- Highways, Roads and Bridges -- House Transportation Committee

House Bill No. 1233 -- Boats, Boating -- House Conservation and Environment Committee

House Bill No. 1234 -- Highways, Roads and Bridges -- House Transportation Committee

House Bill No. 1235 -- Insurance Companies, Agents, Brokers, Policies -- House Commerce Committee

House Bill No. 1236 -- Physicians and Surgeons -- House Health and Human Resources Committee

House Bill No. 1237 -- Loan Companies and Short Term Lenders -- House Commerce Committee

House Bill No. 1238 -- Education -- House Education Committee

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

- House Bill No. 1239** -- Highway Signs -- House Transportation Committee
- House Bill No. 1240** -- Education -- House Education Committee
- House Bill No. 1241** -- Taxes, Real Property -- House State and Local Government Committee
- House Bill No. 1242** -- Education -- House Education Committee
- House Bill No. 1243** -- Teachers, Principals and School Personnel -- House Education Committee
- House Bill No. 1244** -- Teachers, Principals and School Personnel -- House Education Committee
- House Bill No. 1245** -- Medical Occupations -- House Government Operations Committee
- House Bill No. 1246** -- Taxes -- House Conservation and Environment Committee
- House Bill No. 1247** -- Juvenile Offenders -- House Judiciary Committee
- House Bill No. 1248** -- Advertising -- House Transportation Committee
- House Bill No. 1249** -- Taxes, Exemption -- House Finance, Ways and Means Committee
- House Bill No. 1250** -- Teachers, Principals and School Personnel -- House Education Committee
- House Bill No. 1251** -- Pharmacy, Pharmacists -- House Commerce Committee
- House Bill No. 1252** -- Assessors -- House State and Local Government Committee
- House Bill No. 1253** -- Drugs -- House Judiciary Committee
- House Bill No. 1254** -- Tort Liability -- House Judiciary Committee
- House Bill No. 1255** -- Smyrna -- Local Bill Held on Desk
- House Bill No. 1256** -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee
- House Bill No. 1257** -- Physicians and Surgeons -- House Health and Human Resources Committee
- House Bill No. 1258** -- Banks and Financial Institutions -- House Commerce Committee
- *House Bill No. 1259** -- Racing -- House State and Local Government Committee

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1260 -- Insurance Companies, Agents, Brokers, Policies -- House Commerce Committee

House Bill No. 1261 -- County Government -- House State and Local Government Committee

House Bill No. 1262 -- Public Officials -- House State and Local Government Committee

House Bill No. 1263 -- Unclaimed Property -- House Judiciary Committee

House Bill No. 1264 -- Education -- House Education Committee

House Bill No. 1265 -- Election Laws -- House State and Local Government Committee

House Bill No. 1266 -- Evidence -- House Judiciary Committee

House Bill No. 1267 -- University of Tennessee -- House Education Committee

House Bill No. 1268 -- Salaries and Benefits -- House State and Local Government Committee

House Bill No. 1269 -- Public Funds and Financing -- House Commerce Committee

House Bill No. 1270 -- Taxes, Alcoholic Beverages -- House State and Local Government Committee

House Bill No. 1271 -- Financial Disclosure -- House State and Local Government Committee

House Bill No. 1272 -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

House Bill No. 1273 -- Sales -- House Consumer and Employee Affairs Committee

House Bill No. 1274 -- Evidence -- House Judiciary Committee

House Bill No. 1275 -- Teachers, Principals and School Personnel -- House Education Committee

House Bill No. 1276 -- Motor Vehicles -- House Transportation Committee

House Bill No. 1277 -- Medical Occupations -- Caption Bill Held on House Desk

House Bill No. 1278 -- Racing -- House Government Operations Committee

House Bill No. 1279 -- Education, Higher -- House Education Committee

House Bill No. 1280 -- Pensions and Retirement Benefits -- House Education Committee

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1281 -- Taxes, Gasoline, Petroleum Products -- House Finance, Ways and Means Committee

House Bill No. 1282 -- Sentencing -- Caption Bill Held on House Desk

House Bill No. 1283 -- Racing -- House Government Operations Committee

House Bill No. 1284 -- Racing -- Caption Bill Held on House Desk

House Bill No. 1285 -- Racing -- House Government Operations Committee

House Bill No. 1286 -- Racing -- House State and Local Government Committee

House Bill No. 1287 -- Racing -- House Government Operations Committee

House Bill No. 1288 -- Human Rights -- House Judiciary Committee

House Bill No. 1289 -- Smoking -- House Agriculture Committee

House Bill No. 1290 -- Motor Vehicles -- House Judiciary Committee

CONSENT CALENDAR

***House Bill No. 39** -- Highway Signs - "John H. Sallee Memorial Bridge," Florence Road over S.R. 840 in Rutherford County. by *Eckles, *Beavers, *Hood. (SB41 by *Womack)

On motion, House Bill No. 39 was made to conform with **Senate Bill No. 41**; the Senate Bill was substituted for the House Bill.

House Resolution No. 17 -- Memorials, Public Service - Elizabeth Cable, Prudential Spirit of Community Award recipient. by *Mumpower.

House Joint Resolution No. 76 -- Memorials, Death - Charles "Bubber" Murphy, former Middle Tennessee State University Athletic Director. by *Hood, *Eckles, *Fowlkes, *Williams (Williamson), *Sands, *Bone, *Fraleigh.

House Joint Resolution No. 77 -- Memorials, Professional Achievement - Cookeville Police Department, recipient of accreditation from Commission on Accreditation for Law Enforcement Agencies. by *Hargrove.

House Joint Resolution No. 78 -- Memorials, Death - Jim Ellis Lindsey. by *Hargrove.

Senate Joint Resolution No. 60 -- Memorials, Heroism - Wanda Turner, lifesaving activities. by *Springer.

Senate Joint Resolution No. 63 -- Memorials, Heroism - Paul G. Myatt, Purple Heart, POW Medal recipient. by *Springer.

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

Senate Joint Resolution No. 65 -- Memorials, Professional Achievement - The Most Reverend Anthony J. O'Connell, chosen by Pope John Paul II to lead 14 y.o. Diocese of Palm Beach, Florida. by *Atchley, *McNally, *Burchett.

Senate Joint Resolution No. 70 -- Memorials, Death - Lucy Bone Orgain. by *Graves, *Rochelle, *Haynes, *Herron.

Senate Joint Resolution No. 73 -- Memorials, Sports - Gleason Junior High School, Lady Bulldogs, county championship. by *Herron.

Senate Joint Resolution No. 74 -- Memorials, Death - Cora Lambert Hardy. by *Dixon, *Ford J.

Senate Joint Resolution No. 75 -- Memorials, Sports - Lake County Junior High cheerleaders. by *Herron.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Buck, **House Bill No. 1507** was withdrawn from the House.

RULES SUSPENDED

Rep. Hargrove moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 59 out of order, which motion prevailed.

Senate Joint Resolution No. 59 -- General Assembly, Joint Conventions - Tennessee Volunteers football team, February 24, 1999. by *Burchett, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L., *Dixon, *Elsa, *Ford J., *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

On motion, the rules were suspended for the immediate concurrence in the resolution.

On motion of Rep. Hargrove, the resolution was concurred in.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Westmoreland, **House Bill No. 1474** was withdrawn from the House.

RULES SUSPENDED

Rep. Hargrove moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 95 out of order, which motion prevailed.

House Joint Resolution No. 95 -- Memorials, Sports - University of Tennessee Volunteers football team, 1998 NCAA national champions. by *Naifeh, *Hargrove.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hargrove, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Hargrove moved that **Rule No. 44** be suspended so that all bills filed up to the close of business on February 22, 1999 would be considered properly filed and introduced on February 22, 1999, which motion prevailed.

ANNOUNCEMENTS

The Clerk announced that pursuant to Chapter 531 of the Public Acts of 1997, and Chapter 836 of the Public Acts of 1998, the Special Joint Committee to study Deregulation of Electric Utility Industry has filed its interim report with the Clerk's Office. A copy of the report is available for review by any member who wishes to do so.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 9: Rep(s). Maddox, Odom, Pruitt, and Winningham as prime sponsor(s).

House Joint Resolution No. 64: Rep(s). Maddox, Odom, and Pruitt as prime sponsor(s).

House Bill No. 41: Rep(s). Kisber and McDaniel as prime sponsor(s).

House Bill No. 46: Rep(s). McDaniel as prime sponsor(s).

House Bill No. 57: Rep(s). Kisber as prime sponsor(s).

House Bill No. 170: Rep(s). Cooper as prime sponsor(s).

House Bill No. 205: Rep(s). Naifeh as prime sponsor(s).

House Bill No. 210: Rep(s). Cooper as prime sponsor(s).

House Bill No. 220: Rep(s). Towns as prime sponsor(s).

House Bill No. 224: Rep(s). Cooper as prime sponsor(s).

House Bill No. 280: Rep(s). Kisber as prime sponsor(s).

House Bill No. 315: Rep(s). Odom as prime sponsor(s).

House Bill No. 477: Rep(s). Naifeh as prime sponsor(s).

House Bill No. 649: Rep(s). S. Jones and West as prime sponsor(s).

House Bill No. 673: Rep(s). Maddox, Pruitt, and Winningham as prime sponsor(s).

House Bill No. 674: Rep(s). Maddox, Pruitt, Winningham, Rhinehart, White, McMillan, Fitzhugh, and Briley as prime sponsor(s).

House Bill No. 681: Rep(s). Odom as prime sponsor(s).

House Bill No. 1055: Rep(s). Brown as prime sponsor(s).

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1071: Rep(s). Kisber as prime sponsor(s).

House Bill No. 1408: Rep(s). Brooks, Buck, McAfee, Sharp, Wood, Turner (Hamilton), and Stulce as prime sponsor(s).

House Bill No. 1418: Rep(s). Eckles as prime sponsor(s).

SPONSORS WITHDRAWN

On motion, Rep(s). Hagood was/were removed as sponsor(s) of **House Bill No. 1128**.

On motion, Rep(s). S. Jones was/were removed as sponsor(s) of **House Bill No. 974**.

On motion, Rep(s). S. Jones was/were removed as sponsor(s) of **House Bill No. 975**.

On motion, Rep(s). S. Jones was/were removed as sponsor(s) of **House Bill No. 976**.

ENGROSSED BILLS

February 22, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 76, 77 and 78.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

February 22, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 95.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 22, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 11, 42, 69 and 71; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

February 22, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 74 and 95; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
February 22, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 51, 60 and 71; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
February 22, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2, 20, 55, 117, 119, 137, 138, 143, 145, 153 and 287; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Bill No. 2 -- Election Laws - Revises deadline for additional candidates to qualify for election following death or withdrawal of candidate from 30 to 40 days; requires that candidate who dies within 40 days of election remain on ballot. Amends TCA Section 2-05-101(g); Section 2-5-204(e) and Section 2-13-204(c). by *Burks, *Williams, *Herron. (*HB1 by *Hargrove)

***Senate Bill No. 20** -- Highway Signs - "Senator Tommy Burks Memorial Highway," I-40 from Davidson County to Crossville. by *Cohen, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack. (HB43 by *Hargrove)

***Senate Bill No. 55** -- Teachers, Principals and School Personnel - Enacts "Teacher Protection Act of 1999." Amends TCA Title 37, Chapter 1 and Title 39, Chapter 13. by *Cohen, *Springer, *Atchley, *Blackburn, *Davis L, *Carter, *Person, *Womack, *Clabough, *Wilder, *Elsea, *Cooper, *Burchett, *Burks, *Kurita, *Crowe. (HB1137 by *McMillan)

***Senate Bill No. 117** -- Sunset Laws - Interstate mining compact, June 30, 2007 Amends TCA Title 4, Chapter 29; Title 59, Chapter 10. by *Springer. (HB405 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 119** -- Sunset Laws - Tennessee council for vocational-technical education, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 11. by *Springer, *Dixon. (HB404 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 137** -- Sunset Laws - Pest control compact, June 30, 2007. Amends TCA Title 4, Chapter 29, and Title 43, Chapter 6. by *Springer, *Dixon. (HB388 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 138** -- Sunset Laws - State soil House Conservation Committee, June 30, 2007. Amends TCA Title 4, Chapter 29, and Title 43, Chapter 14. by *Springer, *Dixon. (HB389 by *Kernell, *Garrett, *Brooks)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***Senate Bill No. 143** -- Sunset Laws - Board of alcohol and drug abuse counselors, June 30, 2003. Amends TCA Title 4, Chapter 29, and Title 68, Chapter 24. by *Springer, *Dixon. (HB408 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 145** -- Sunset Laws - Families first advisory council, June 30, 2003. Amends TCA Title 4, Chapter 29, and Title 71, Chapter 3. by *Springer, *Dixon. (HB402 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 153** -- Sunset Laws - Tennessee governor's council on physical fitness and health, June 30, 2002. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 40. by *Springer, *Dixon. (HB401 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 287** -- Game and Fish Laws - Rewrites certain hunting, fishing and boating licensure provisions. Amends TCA Sections 70-2-105, 70-2-106 and 70-2-107. by *Ramsey. (HB435 by *Ridgeway, *Bittle)

INTRODUCTION OF BILLS

On motion previously made, the following bills were introduced:

House Bill No. 1447 -- State Employees - Allows spouses or surviving spouse of full-time state employee to receive 25 percent tuition discount at state institutions of higher education. Amends TCA Section 8-50-115. by *Patton. (*SB264 by *Crowe)

House Bill No. 1448 -- Taxes, Privilege - Exempts state employees required to be licensed, certified or registered by regulatory entity to hold state position from occupational privilege tax. Amends TCA Title 67, Chapter 4, Part 17. by *Patton. (*SB58 by *Crowe)

House Bill No. 1449 -- Teachers, Principals and School Personnel - Extends state employee 50 percent discount at state parks to K-12 public school teachers. Amends TCA Section 11-3-119 (a). by *Patton. (*SB1639 by *Crowe)

House Bill No. 1450 -- Cooperatives - Expands authority of electric cooperatives to provide community services, including telecommunications, cable television, water and sewer services, natural gas, propane and other energy sources in joint venture with franchise holder or service provider, whether publicly or privately owned, with mutual agreement of all parties in joint venture. Amends TCA Title 65, Chapter 25, and Title 7, Chapter 52. by *Rinks. (*SB1547 by *Rochelle)

House Bill No. 1451 -- Insurance Companies, Agents, Brokers, Policies - Authorizes motor vehicle rental companies to offer or sell insurance only in connection with and incidental to the rental of motor vehicles. Amends TCA Title 56, Chapter 6, Part 1. by *Lewis. (*SB807 by *Crutchfield)

***House Bill No. 1452** -- Public Records - Limits inspection of personnel records of state, county, municipal and other public employees if such records could compromise personal safety of employee. Amends TCA Section 10-7-503 and Section 10-7-504. by *Westmoreland. (SB1853 by *Ramsey)

House Bill No. 1453 -- Workers' Compensation - Requires department of labor to file annual report listing employers that fail to provide workers' compensation coverage or self-insure, together with any other violations by such employers and the related penalties; report is to be filed with department of audit, general assembly and state depository libraries. Amends TCA Title 50, Chapter 6, Part 1. by *Briley, *West, *Jones, S., *Newton, *Langster, *Baird, *Pleasant, *Cooper B, *Turner (Shelby). (*SB200 by *Haynes)

House Bill No. 1454 -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specially earmarked plates for Special Olympics; earmarks portion of revenues from sale thereof to Tennessee Special Olympics. Amends TCA Title 55, Chapter 4. by *Briley, *Boyer, *McDonald, *Pleasant, *Cooper B, *Maddox. (*SB1546 by *Rochelle)

***House Bill No. 1455** -- Taxes, Exemption - Deletes all sales tax exemptions except for isolated and occasional sales; religious, educational, charitable and historical institutions; paid for with food stamps or WIC vouchers; federal government; reiterates sales exempt if manufactured of produce of this state, exempted by Tennessee Constitution, or invalid to tax under commerce or due process clauses of Constitution of United States. Amends TCA Title 67, Chapter 6. by *Newton. (SB1758 by *Clabough)

***House Bill No. 1456** -- Medical Occupations - Adds verification of physician credentials to duties of medical or peer review committees. Amends TCA Title 63, Chapter 6, Part 2. by *Hargett. (SB1848 by *Carter)

***House Bill No. 1457** -- Physicians and Surgeons - Redefines non-compete restrictions on physicians previously employed by faculty practice plan, to coincide with non-compete restrictions placed on physicians whose medical practice is purchased by hospital or affiliate thereof. Amends TCA Title 63, Chapter 6, Part 2. by *Hargett. (SB1922 by *McNally)

***House Bill No. 1458** -- Abuse - Changes reporting to general assembly on certain child abuse reports from district attorneys to department of children's services; specifies data to be collected and reported; sets reporting times; establishes child protection team status for child advocacy center staff and volunteers for certain functions. Amends TCA Section 9-6-123 and Title 37, Chapter 1, Part 6. by *Ridgeway. (SB1666 by *Henry)

***House Bill No. 1459** -- State Government - Requires state departments and agencies to prepare interagency agreements for submission to department of audit; requires annual compliance reports and updates; specifies contents; requires department of audit to prepare annual cumulative findings and recommendations concerning compliance; specifies distribution requirements. Amends TCA Title 4. by *Ridgeway. (SB1917 by *Elsa, *Person)

House Bill No. 1460 -- Medical Occupations - Revises duties of emergency medical services board to include helping impaired health practitioners licensed or certified by EMS board; to enter into agreements, provide and accept grants or make arrangements to identify and assist impaired professionals they license. Amends TCA Section 68-140-504. by *Jones U (Shelby), *Armstrong. (*SB773 by *Springer)

House Bill No. 1461 -- Medical Occupations - Clarifies scope of practice of EMTs and EMT-Ps in non-emergency situations. Amends TCA Section 68-140-509. by *Jones U (Shelby), *Armstrong. (*SB740 by *Ford J, *Dixon)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1462 -- Insurance, Health, Accident - Requires insurers and plan administrators to pay clean claims within 20 days. Amends TCA Title 56, Chapters 7 and 32, and Title 71, Chapter 5. by *McDaniel. (*SB1567 by *Clabough)

House Bill No. 1463 -- Insurance Companies, Agents, Brokers, Policies - Prohibits any entity licensed under insurer from using physician's drug enforcement agency number as identifier for any purpose. Amends TCA Title 56, Chapters 2, 3, 7 and 32. by *McDaniel. (*SB1566 by *Clabough)

***House Bill No. 1464** -- Firearms and Ammunition - Exempts retired law enforcement officer from requirement of successful completion of annual eight hour training program to continue carrying handgun under written directive. Amends TCA Section 39-17-1315. by *Todd, *Kent, *Westmoreland, *Cole (Carter). (SB1820 by *Crowe)

House Bill No. 1465 -- Hospitals and Health Care Facilities - Authorizes patient's legally authorized representative to certify patient's income for assistance grant application purposes relative to nursing home expenses. Amends TCA Title 71, Chapter 5, Part 13. by *McDaniel, *Kisber. (*SB404 by *Cooper)

House Bill No. 1466 -- Hospitals and Health Care Facilities - Extends nursing home bed tax until July 1, 2001. Amends TCA Title 68, Chapter 11, Part 2. by *McDaniel, *Kisber. (*SB403 by *Cooper)

House Bill No. 1467 -- Hospitals and Health Care Facilities - Extends nursing home privilege from July 1, 1999 to July 1, 2000 Amends TCA Title 68, Chapter 11, Part 2. by *McDaniel, *Kisber. (*SB402 by *Cooper)

House Bill No. 1468 -- Hospitals and Health Care Facilities - Requires commissioner of health to submit to general assembly by 1/15/2000 proposal for use of vouchers for nursing home beds and home and community based services for elderly and persons with disabilities Amends TCA Title 68, Chapter 11 and Title 71, Chapter 5, Part 1. by *McDaniel. (*SB1582 by *Fowler)

***House Bill No. 1469** -- Pensions and Retirement Benefits - Revises retirement allowance computation of Class B members of TCRS. Amends TCA Title 8, Chapter 36, Part 2. by *Fitzhugh. (SB1931 by *Wilder)

House Bill No. 1470 -- Consumer Protection - Makes unsolicited loans that resemble checks violation of Consumer Protection Act, unless document contains conspicuous notice that it is loan and not check. Amends TCA Title 47, Chapter 18. by *Fitzhugh. (*SB1250 by *Herron)

***House Bill No. 1471** -- Insurance, Motor Vehicles - Adds insurance company and policy number to information disclosed on accident report. Amends TCA Title 55. by *Robinson. (SB1861 by *Haynes)

***House Bill No. 1472** -- Real Property - Requires time sharing organization to automatically resell unit on same terms and conditions and not less than same price as originally offered. Amends TCA Title 66, Chapter 32, Part 1. by *Robinson. (SB1862 by *Haynes)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1473** -- Taxes, Personal Property - Redefines "public utility property" to exclude interstate natural gas pipeline companies for property tax purposes; requires assessment of operating property used for transmission of natural gas pipeline at rate applicable to commercial and industrial property of the same type. Amends TCA Title 67. by *Westmoreland. (SB1847 by *Carter)

***House Bill No. 1475** -- Taxes, Sales - Imposes 1 percent tax on equipment and tangible personal property purchased for use or installation by interstate natural gas pipeline. Amends TCA Title 67. by *Westmoreland. (SB1868 by *Williams)

***House Bill No. 1476** -- Taxes, Sales - Imposes 1 and 1/2 percent tax on equipment and tangible personal property purchased for use or installation by interstate natural gas pipeline. Amends TCA Title 67. by *Westmoreland. (SB1869 by *Williams)

House Bill No. 1477 -- Tobacco, Tobacco Products - Limits smoking in areas of State Capitol, Legislative Plaza and War Memorial Building; requires designated smoking areas; permits members of general assembly to allow smoking in their offices at their discretion. Amends TCA Title 39, Chapter 17, Part 16. by *Jones, S., *Eckles, *Caldwell, *Brooks, *Turner (Shelby), *Jones U (Shelby), *Towns, *Cooper B, *Hassell, *Black, *Hargett, *Newton, *Kerr, *Miller L, *Beavers. (*SB512 by *Cohen)

***House Bill No. 1478** -- Election Laws - Authorizes county election commission to transfer registration when voter moves outside precinct in which such voter is registered when certain conditions are met. Amends TCA Title 2, Chapter 2 and Title 2, Chapter 7. by *Jones, S.. (SB1857 by *Haynes)

***House Bill No. 1479** -- Claims Commission, Tennessee - Redefines "state employees" to add board members, staff and volunteers of child advocacy centers that meet start-up or continuation funding requirements under TCA 9-6-123 and perform certain duties, for certain defense and claims commission purposes; does not apply to contractual and percentage basis employees, nor does it confer any other type of benefit. Amends TCA Title 8, Chapter 42, Part 1. by *Jones, S.. (SB1880 by *Crutchfield)

***House Bill No. 1480** -- Education, Higher - Recognizes significance of distance learning and expresses intent of appropriating \$1 million to THEC to study same. Amends TCA Title 49, Chapter 7, Part 2. by *Davidson, *Pinion. (SB1668 by *Springer)

***House Bill No. 1481** -- Motor Vehicles - Exempts licensed auctioneers from licensing requirements of automobile auctions. Amends TCA Title 55, Chapter 17. by *Davidson. (SB1667 by *Graves)

House Bill No. 1482 -- Election Laws - Prohibits certain city and county officials and employees from displaying campaign or political literature on state, county or city land, facilities or equipment. Amends TCA Title 2, Chapter 19, Part 2. by *Sharp. (*SB1640 by *Fowler)

***House Bill No. 1483** -- Governor - Establishes membership of Tennessee Executive Residence Preservation Foundation. Amends TCA Title 4, Chapter 23. by *Harwell. (SB1800 by *Clabough)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1484** -- Physicians and Surgeons - Authorizes conditional licensure of physicians convicted of prior offenses after three years following expiration of sentence. Amends TCA Title 56, Title 63, and Title 63, Chapter 6. by *Ferguson. (SB1701 by *Davis L)

House Bill No. 1485 -- Tobacco, Tobacco Products - Makes importation of cigarettes into Tennessee that have been marked for export out of United States and other violations of federal law offense under state law. Amends TCA Title 67, Chapter 4. by *Givens. (*SB1649 by *Haun)

***House Bill No. 1486** -- Tobacco, Tobacco Products - Creates "Tennessee Tobacco Indemnification and Community Revitalization Trust Fund." Amends TCA Title 43; Title 44; Title 49; Title 63; Title 67; Title 68 and Title 71. by *Givens. (SB1709 by *Haun)

***House Bill No. 1487** -- Salaries and Benefits - Includes vision and dental insurance in state group insurance plan. Amends TCA Section 8-27-201. by *Windle. (SB1700 by *Davis L)

House Bill No. 1488 -- Education, Higher - Creates certain positions for aquaculture extension and development services. by *Windle. (*SB1545 by *Davis L)

***House Bill No. 1489** -- Taxes - Establishes procedure for local governments and taxing jurisdictions to pay refunds of state-shared taxes after taxpayer prevails in proceeding to challenge such tax. Amends TCA Title 67, Chapter 1. by *Windle. (SB1695 by *Davis L)

***House Bill No. 1490** -- Education - Includes Alvin C. York Institute within provisions of Safe Schools Act. Amends TCA Title 49, Chapter 1. by *Windle. (SB1693 by *Davis L)

***House Bill No. 1491** -- Medical Occupations - Exempts persons with masters degree in educational psychology and counseling education from accredited university prior to 7/1/95 from requirement of 500 hours of field supervision for licensure as a professional counselor. Amends TCA Title 63, Chapter 22. by *Windle. (SB1692 by *Davis L)

House Bill No. 1492 -- Landlord and Tenant - Increases amount that landlord or owner of real property is obligated to pay to have tenant's personal property removed in compliance with eviction order under TCA 66-7-107, from \$200 to \$225 Amends TCA Title 13, Chapter 20; Title 29; Title 39, Chapter 13; Title 39, Chapter 17; Title 66, Chapter 28; Title 66, Chapter 7, Part 1 and Title 68, Chapter 111, Part 1. by *Windle. (*SB166 by *Cohen)

***House Bill No. 1493** -- Forest and Forest Products - Prohibits clear cutting in Standing Stone State Park. Amends TCA Title 11. by *Windle.

***House Bill No. 1494** -- Traffic Safety - Allows use of automated traffic monitoring and photography equipment to produce evidence of violation of certain motor vehicle offenses. Amends TCA Title 55, Chapter 10, Part 2. by *Scroggs. (SB1763 by *Clabough, *Person)

House Bill No. 1495 -- Traffic Safety - Permits certain municipalities to authorize, regulate and control commercial use of pedal carriages and rickshaws in certain areas. Amends TCA Title 55. by *Scroggs. (*SB1426 by *Haun)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1496** -- Taxes, Ad Valorem - Clarifies that applicable statute of limitations for collection of ad valorem taxes assessed against real and personal property by cities and counties controlled by TCA 67-5-1806 (i.e., ten years from April 1 of year following year in which taxes became delinquent) and not six year statute of limitations that applies to state tax collection under TCA 67-1-1429 or privilege tax collection under TCA 67-1-1501 Amends TCA Section 67-1-1429 and Section 67-1-1501. by *Scroggs. (SB1914 by *Rochelle)

***House Bill No. 1497** -- Taxes, Personal Property - Creates tax waivers regarding personal and real property if certain findings made by tax collecting officer or court. Amends TCA Title 67, Chapter 5. by *Scroggs. (SB1915 by *Rochelle, *Davis L)

House Bill No. 1498 -- Criminal Procedure - Establishes procedure for determining voluntariness and admissibility of confessions in criminal cases. Amends TCA Title 40. by *Boyer, *Newton. (*SB1491 by *McNally)

House Bill No. 1499 -- Disabled Persons - Establishes continuing \$25,000 grant program to Recording for the Blind and Dyslexic in Oak Ridge for the purpose of producing and distributing books and recordings to the blind and dyslexic. Amends TCA Title 71, Chapter 4. by *Caldwell. (*SB1420 by *McNally)

***House Bill No. 1500** -- Sports - Apportions, for 30 years after new stadium constructed, state and local sales tax revenue from sale of tickets to Class AA baseball games and sale of food and drink at new stadium constructed by or in which municipality or sports authority acquires interest; also includes parking charges and sale by franchise within county of authorized franchise goods and products. Amends TCA Section 67-6-103. by *McAfee, *Stulce, *Brown. (SB1877 by *Crutchfield)

***House Bill No. 1501** -- Salaries and Benefits - Clarifies procedure to be used by state, local government and local education insurance committees in entering into contracts with service providers. Amends TCA Section 8-27-102; Section 8-27-207 and Section 8-27-301. by *Rhinehart, *Kent. (SB1871 by *Atchley)

***House Bill No. 1502** -- Pensions and Retirement Benefits - Clarifies definition of "years of service" as including service as teacher for insurance purposes. Amends TCA Title 8, Chapter 27. by *Rhinehart, *Kent. (SB1870 by *Atchley)

House Bill No. 1503 -- Taxes, Sales - Reallocates revenue from catalog sales taxed by local government from ratio of collections versus total collections to per capita distribution. Amends TCA Title 67, Chapter 6, Part 7. by *Black. (*SB1358 by *Graves)

***House Bill No. 1504** -- Tort Liability - Requires local governments to purchase insurance in amount to fully compensate any injured person for liability caused by negligence of governmental entity; removes language prohibiting judgment over limits of insurance policy. Amends TCA Title 29, Chapter 20. by *Odom. (SB1833 by *Person)

House Bill No. 1505 -- Education - Encourages parents and health care providers to share information with schools regarding children who were born addicted to drugs or alcohol or who have been sexually abused. by *Cooper B. (*SB194 by *Dixon)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1506 -- Annexation - Abolishes requirement municipalities incorporated after May 19, 1998, impose property taxes equal to amount of revenues derived by municipality from state-shared taxes. Amends TCA Section 6-58-112. by *Jackson. (*SB1264 by *Springer)

House Bill No. 1508 -- Judges and Chancellors - Revises membership of the judicial council. Amends TCA Title 16, Chapter 21, Part 1. by *Buck. (*SB1569 by *Wilder)

***House Bill No. 1509** -- Motor Vehicles, Titling and Registration - Clarifies that issuance of certificate of title not dependent on issuance of registration plates; reduces time garagekeeper or repair shop can impose storage charges for motor vehicle form 90 days to 20 days unless lienholder is notified. Amends TCA Title 55, Chapter 16, Part 1; Title 55, Chapter 23, Part 1; Section 55-3-103 and Section 55-4-101. by *Kent. (SB1753 by *Kyle)

***House Bill No. 1510** -- Alcoholic Beverages - Removes illegality from common or other carrier to receive, possess, transport or deliver intoxicating liquor or alcoholic beverages into or within state, absent reckless or intentional conduct, if carrier in good faith cooperates with state or federal government by reporting or investigating violations or alleged violations. Amends TCA Section 39-17-705. by *Kent.

House Bill No. 1511 -- Public Health and Health Care - Lowers threshold of proposed service or treatment from \$1,000 to \$500 to initiate independent review process of HMO's decision to deny coverage; lowers enrollee's fee from \$100 to \$50.00 to request independent review. Amends TCA Section 56-32-227. by *Davidson. (*SB566 by *Graves)

***House Bill No. 1512** -- Divorce and Annulment - Requires all divorce decrees involving minor child to incorporate permanent parenting plan; ends pilot project and makes parenting plan statewide requirement; imposes \$30.00 privilege tax on marriage licenses to pay for mediation and education programs. Amends TCA Title 36, Chapter 6. by *Patton, *Buck, *Boyer, *Givens. (SB1885 by *Harper, *Fowler, *Crowe, *Henry)

House Bill No. 1513 -- Psychologists - Includes provision of health related clinical services as element of meeting definition of practice as psychological examiner Amends TCA Title 63, Chapter 11. by *Newton. (*SB851 by *Springer)

House Bill No. 1514 -- Custody and Support - Provides that weekend visitation for non-custodial parent shall be extended to include any Friday school holiday or Monday school holiday. Amends TCA Title 36. by *Patton. (*SB848 by *Crowe)

House Bill No. 1515 -- Custody and Support - Lowers from 12 to ten age at which court must hear and consider custody preferences of children whose parents are divorcing; requires court to make accurate record of interview in which child's preferences are elicited. Amends TCA Title 36. by *Patton. (*SB849 by *Crowe)

House Bill No. 1516 -- Bail, Bail Bonds - Requires court to find need for bail bondsman before additional bail bondsmen are approved and qualified by court. Amends TCA Title 40, Chapter 11. by *Armstrong. (*SB533 by *Crutchfield)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1517 -- Bail, Bail Bonds - Abolishes provision prohibiting bondsman from acting as surety for five years if convicted of felony. Amends TCA Section 40-11-314. by *Buck. (*SB570 by *Person)

House Bill No. 1518 -- Bail, Bail Bonds - Deletes proviso that where disposition is conviction or plea of guilty, surety remains liable on criminal appearance bond until court renders defendant's sentence, unless relieved by court, thereby releasing surety upon disposition of charge against surety's principal as in other dispositions. Amends TCA Section 40-11-138. by *Buck. (*SB901 by *Rochelle)

House Bill No. 1519 -- Bail, Bail Bonds - Requires professional bondsman arrested for felony to notify and provide information concerning arrest to each court before which bondsman qualified to practice. Amends TCA Title 40, Chapter 11, Part 3. by *Buck. (*SB514 by *Cohen)

House Bill No. 1520 -- Bail, Bail Bonds - Enacts "Citizens Right to Know: Pretrial Release Act of 1999." Amends TCA Title 40, Chapter 11. by *Boyer. (*SB850 by *Burks, *Williams)

House Bill No. 1521 -- Bail, Bail Bonds - Requires defendant to make new bond to court of criminal appeals if timely appeal filed; removes discretion of trial judge to determine whether original bond is sufficient or should be changed. Amends TCA Section 40-11-130. by *Windle. (*SB902 by *Rochelle)

House Bill No. 1522 -- Salaries and Benefits - Increases compensation of state employees; appropriates sum sufficient to fund increases. Amends TCA Title 8, Chapter 23, Part 1. by *Eckles, *Williams (Williamson), *Langster, *DeBerry L, *Givens, *Windle, *Odom, *Arriola. (*SB860 by *Kyle)

House Bill No. 1523 -- Salaries and Benefits - Increases state longevity payment from \$100 per year of service to \$150 per year of service. Amends TCA Title 8, Chapter 23. by *Hargrove, *Williams (Williamson), *Langster, *Pruitt, *Jones U (Shelby), *Jones, S., *McDonald, *DeBerry J, *Pinion, *Ridgeway, *Windle, *Fitzhugh, *White, *Sands, *McMillan, *Eckles, *Briley, *Lewis, *Turner (Hamilton), *DeBerry L, *Whitson. (*SB501 by *Rochelle)

House Bill No. 1524 -- Civil Service - Requires governor to file reduction-in-force plan with speakers of house and senate prior to actions which affect career service positions; authorizes certain employees to retain present compensation subsequent to demotion. Amends TCA Title 8, Chapter 30. by *McMillan, *Williams (Williamson), *Langster, *Pruitt, *Jones U (Shelby), *Jones, S., *McDonald, *Pinion, *Ridgeway, *Fitzhugh, *White, *Eckles, *Briley, *Windle, *Lewis, *Turner (Hamilton), *DeBerry L, *Whitson. (*SB1585 by *Womack)

House Bill No. 1525 -- Pensions and Retirement Benefits - Improves pension benefits of certain employees in TCRS. Amends TCA Section 8-36-124 and Title 8, Chapter 36, Part 7. by *Rhinehart, *Williams (Williamson), *Pruitt, *Jones U (Shelby), *Jones, S., *McDonald, *DeBerry J, *Pinion, *Windle, *Ridgeway, *Fitzhugh, *White, *Sands, *McMillan, *Eckles, *Briley, *Lewis, *DeBerry L, *Turner (Hamilton), *Whitson, *Davidson, *Curtiss, *Arriola, *Ferguson, *Caldwell. (*SB506 by *Rochelle, *Womack, *McNally)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1526 -- Salaries and Benefits - Increases state match on employee contributions to 401(k) from \$20.00 per month to \$50.00 per month. Amends TCA Title 8, Chapter 25. by *Head, *Williams (Williamson), *Langster, *Pruitt, *Jones U (Shelby), *Jones, S., *McDonald, *DeBerry J, *Pinion, *Ridgeway, *Fitzhugh, *White, *Sands, *McMillan, *Eckles, *Briley, *Lewis, *DeBerry L, *Windle, *Turner (Hamilton), *Whitson. (*SB500 by *Rochelle)

House Bill No. 1527 -- Salaries and Benefits - Grants cost-of-living salary increase to all state employees annually, such increase to be equal to increase in consumer price index (all items, city index). Amends TCA Title 8, Chapter 23. by *Jones U (Shelby), *Williams (Williamson), *Langster, *Pruitt, *Jones, S., *McDonald, *DeBerry J, *Pinion, *Ridgeway, *Fitzhugh, *White, *Sands, *McMillan, *Eckles, *Briley, *Windle, *Lewis, *Turner (Hamilton), *DeBerry L, *Whitson, *Givens. (*SB1617 by *Springer, *Crutchfield)

***House Bill No. 1528** -- Taxes, Business - Authorizes payment of delinquent business taxes by means of deferred payments. Amends TCA Title 67. by *Windle. (SB1691 by *Davis L)

House Bill No. 1529 -- Taxes, Real Property - Requires newly incorporated municipalities to impose property tax based on estimate by department of revenue of amount needed to replace state-shared taxes, and municipality must provide for administration of such tax prior to receiving state-shared taxes. Amends TCA Section 6-58-112. by *Kisber. (*SB1455 by *Henry)

House Bill No. 1530 -- Bond Issues - Authorizes local government to enter into interest rate hedging agreements in sale of bonds in accordance with departmental regulations. Amends TCA Title 9, Chapter 21. by *Kisber. (*SB1543 by *Rochelle)

House Bill No. 1531 -- Firearms and Ammunition - Makes files in possession of department of safety relating to handgun carry permits and bogus handgun carry permits confidential records. Amends TCA Section 10-7-504. by *Kisber. (*SB1572 by *Cooper)

***House Bill No. 1532** -- Historical Sites and Preservation - Provides for erection of plaque in Watertown to honor Wilson Lawrence Waters, founder of the city. by *Phillips, *Bone. (SB1916 by *Rochelle)

***House Bill No. 1533** -- Tattoo Parlors and Piercing Establishments - Increases number of annual inspections of tattoo studios from two to four; imposes penalties for critical health violations. Amends TCA Title 62, Chapter 38, Part 2. by *West. (SB1831 by *Clabough)

***House Bill No. 1534** -- Firearms and Ammunition - Transfers regulation of handgun training schools and gun ranges from department of safety to department of commerce and insurance. Amends TCA Section 39-17-1351. by *West. (SB1698 by *Williams)

House Bill No. 1535 -- Managed Care Organizations - Establishes procedure for prompt payment of provider claims by HMOs involved in TennCare program. Amends TCA Section 56-32-226 and Title 71, Chapter 5. by *Kisber, *Hargrove, *McDaniel. (*SB1451 by *Atchley, *Crowe)

House Bill No. 1536 -- TennCare - Requires commissioner of health, with consent of comptroller, to contract with independent entity to verify, on annual basis, that MCOs are delivering services in compliance with contract and statutes, including adequate networks; findings to be submitted to commissioner and comptroller. Amends TCA Title 56, Chapter 32. by *Kisber, *Hargrove. (*SB1381 by *Rochelle)

House Bill No. 1537 -- Taxes, Real Property - Changes requirement that property assessment notice describe previous year's assessment in manner which shows change in current year to requirement that both years' assessment and classification be shown. Amends TCA Section 67-5-508. by *White. (*SB1456 by *Henry)

House Bill No. 1538 -- Pensions and Retirement Benefits - Authorizes one year additional creditable service towards retirement for every five years of creditable service rendered; authorizes political subdivision's governing body to provide additional creditable service if such governing body assumes liability for cost of additional credit before granting such. Amends TCA Title 8, Chapter 34. by *Boyer. (*SB1669 by *Springer, *Cohen)

***House Bill No. 1539** -- Taxes, Real Property - Redefines "public utility property" to remove oil pipeline company property for property tax purposes; requires comptroller to assess property used for transmission of oil products by pipeline at same rate as similar commercial and industrial property taxed. Amends TCA Title 67. by *Hargett. (SB1731 by *McNally)

House Bill No. 1540 -- Indigents - Provides certain funding mechanisms for civil legal representation of indigents fund. Amends TCA Title 16, Chapter 3, Part 8; Title 55, Chapter 8; Title 55, Chapter 9; Title 55, Chapter 10 and Title 67. by *Kisber, *McDaniel, *Scroggs, *McMillan, *Westmoreland. (*SB747 by *Henry)

House Bill No. 1541 -- District Attorneys - Authorizes district attorneys general to employ additional assistant district attorney general and criminal investigator. Amends TCA Title 16, Chapter 2. by *Kisber, *Jackson, *Buck, *Sands, *Head. (*SB1467 by *Rochelle, *McNally)

House Bill No. 1542 -- Motor Vehicles - Rewrites certain portions of Motor Vehicle Habitual Offenders Act. Amends TCA Title 55, Chapter 10. by *Scroggs, *Westmoreland, *McDonald, *Jackson, *Sands, *Briley. (*SB1468 by *Haun, *McNally)

House Bill No. 1543 -- Salaries and Benefits - Adds work as criminal investigator for district public defender to experience that qualifies criminal investigator for district attorney general for prior service credits; adds work as assistant state attorney general working primarily in criminal law as experience that qualifies district attorney general for prior service credits. Amends TCA Title 8, Chapter 7, Part 2. by *Scroggs, *Westmoreland, *Buck, *Sands. (*SB1469 by *Haynes, *McNally)

House Bill No. 1544 -- Criminal Offenses - Specifies that admissibility of chemical analysis of defendant's drug or alcohol content not affected in vehicular assault cases by present law provisions governing BAC tests. Amends TCA Title 55, Chapter 10. by *Scroggs, *Westmoreland, *Boyer. (*SB1470 by *Haun, *McNally)

House Bill No. 1545 -- Victims' Rights - Increases from \$3,000 to \$5,000 amount that may be awarded for funeral and burial expenses under criminal injuries compensation fund. Amends TCA Title 29, Chapter 13. by *McMillan, *Briley. (*SB1471 by *Graves, *McNally)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1546 -- District Attorneys - Creates position of state victim-witness coordinator. Amends TCA Title 8, Chapter 7. by *McMillan. (*SB1472 by *Haynes, *McNally)

House Bill No. 1547 -- State Employees - Redefines "state employee" for purpose of defense of state employees. Amends TCA Title 8, Chapter 42, Part 1. by *Buck, *Sands. (*SB1473 by *Haynes, *McNally)

House Bill No. 1548 -- Criminal Offenses - Creates new criminal offenses of possession of drugs and firearms or deadly weapons and unlawful discharge of firearm from vehicle; reclassifies violent offense when committed while acting in concert with two or more people. Amends TCA Title 39, Chapter 13 and Title 39, Chapter 12. by *Scroggs, *Westmoreland, *McDonald, *Briley. (*SB1474 by *Fowler, *Williams, *Burchett, *Cooper, *Ford J., *Leatherwood, *Person, *Blackburn, *Ramsey, *McNally, *Springer, *Elsea, *Crowe, *Davis L, *Atchley, *Carter, *Clabough, *Crutchfield, *Burks, *Haun, *Miller J, *Graves)

House Bill No. 1549 -- Criminal Offenses - Specifies that present arson provisions apply to habitations in addition to structures. Amends TCA Title 39, Chapter 14. by *Scroggs, *Westmoreland, *McDonald. (*SB1475 by *Graves, *Kurita, *McNally)

House Bill No. 1550 -- Criminal Offenses - Revises penalties for certain drug related offenses. Amends TCA Title 39, Chapter 17. by *Sands, *Boyer. (*SB1476 by *McNally, *Graves)

House Bill No. 1551 -- Taxes, Litigation - Reapportions part of litigation tax between criminal injury compensation fund and victims of crime assistance fund. Amends TCA Title 67, Chapter 4, Part 6. by *McMillan, *Boyer. (*SB1477 by *Rochelle, *McNally)

House Bill No. 1552 -- Sentencing - Requires, instead of allows, court to permit members of victim's family to testify at sentencing hearings in first degree murder cases. Amends TCA Title 39, Chapter 13. by *McMillan. (*SB1478 by *Burks, *Kurita, *McNally)

House Bill No. 1553 -- Criminal Offenses - Creates Class B felony offense of bank robbery where person robs employee or agent of bank and robbery takes place on premises of bank in operation. Amends TCA Title 39, Chapter 13. by *Sands, *Buck, *Boyer. (*SB1479 by *McNally, *Graves)

House Bill No. 1554 -- Criminal Offenses - Increases voluntary manslaughter from Class C to Class B felony. Amends TCA Title 39, Chapter 13. by *Buck, *Westmoreland, *McDonald. (*SB1480 by *Fowler)

House Bill No. 1555 -- Criminal Procedure - Removes pre-trial diversion provisions; removes eligibility of certain defendants for deferred proceedings. Amends TCA Title 40, Chapter 15 and Title 40, Chapter 35. by *Scroggs, *Westmoreland, *McDonald. (*SB1481 by *Kurita, *Graves, *McNally)

House Bill No. 1556 -- Criminal Procedure - Prohibits defendant charged with felony from entering memorandum of understanding with prosecutor to suspend prosecution for set time; prohibits court from deferring proceedings against defendant charged with Class C felony. Amends TCA Title 40, Chapter 15 and Title 40, Chapter 35. by *Scroggs, *Westmoreland, *McDonald. (*SB1482 by *Person, *McNally)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1557 -- Criminal Offenses - Adds aggravated robbery where victim suffers serious bodily injury to list of crimes for which there is no release eligibility. Amends TCA Title 40, Chapter 35. by *McMillan, *Buck, *Jackson, *Briley, *Boyer. (*SB1483 by *Kurita, *Graves, *McNally)

House Bill No. 1558 -- Criminal Offenses - Specifies that defendant who commits aggravated robbery resulting in serious injury to victim not eligible for release until having served 85 percent of sentence, less any sentence credits; applies to defendant who commits such crime on or after January 1, 2000. Amends TCA Title 40, Chapter 35. by *McMillan, *Buck, *Jackson, *Briley. (*SB1484 by *Person, *McNally)

House Bill No. 1559 -- Evidence - Establishes criteria for determining admissibility of marital communications in criminal proceedings. Amends TCA Title 24, Chapter 1. by *McMillan. (*SB1485 by *Fowler)

***House Bill No. 1560** -- Pensions and Retirement Benefits - Authorizes district attorneys general, attorney general and reporter, and executive director of district attorneys general conference to participate in TCRS as Group 4 members. Amends TCA Sections 8-34-603, 8-34-622, 8-34-623, 8-34-716, 8-35-105, 8-36-204(b)(1), 8-36-702(c) and 8-37-309. by *Rhinehart, *McDonald, *Westmoreland, *Buck, *Sands. (SB1896 by *McNally, *Person, *Atchley, *Elsa, *Crutchfield, *Graves, *Miller J, *Herron, *Davis L, *Crowe, *Williams, *Carter, *Cohen, *Springer)

House Bill No. 1561 -- Human Rights - Assigns certain additional responsibilities to black health care commission. Amends TCA Section 3-15-402 and Title 68, Chapter 1. by *Miller L, *Armstrong. (*SB1041 by *Dixon)

House Bill No. 1562 -- Insurance, Motor Vehicles - Creates presumption that motorist is uninsured when motorist fails to answer or take part in discovery process; requires insurer to rebut presumption. Amends TCA Title 56, Chapter 7, Part 12. by *Pruitt. (*SB1017 by *Ford J)

***House Bill No. 1563** -- Insurance, Motor Vehicles - Creates presumption that motorist is uninsured if motorist fails to answer complaint or participate in discovery when default judgment is entered. Amends TCA Title 56, Chapter 7, Part 12. by *Pruitt.

***House Bill No. 1564** -- Psychologists - Authorizes board of examiners in psychology to issue limited licenses to practice as health care providers; such licensees shall practice under supervision of psychologists licensed in Tennessee; permits 30 day reciprocity for persons so licensed. Amends TCA Title 63, Chapter 11, Part 2. by *Walley. (SB1834 by *Graves)

House Bill No. 1565 -- Taxes, Sales - Provides for distribution of certain portion of local option sales tax under certain circumstances. Amends TCA Title 67, Chapter 6. by *Walley. (*SB1508 by *Wilder)

House Bill No. 1566 -- Hamblen County - Subject to local approval, at August, 2000 meeting of legislative body, county commission to appoint road superintendent instead of having road superintendent elected by popular vote. Amends Chapter 161 of the Private Acts of 1996. by *Ford S. (SB1710 by *Haun)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1567 -- Taxes - Establishes procedure for local governments to pay portion of refunds made to taxpayers owed by such local governments Amends TCA Title 67, Chapter 1. by *Ford S. (*SB1650 by *Haun)

House Bill No. 1568 -- Education - Provides for recitation of pledge of allegiance at beginning of each school day. Amends TCA Title 49, Chapter 6, Part 10. by *Curtiss. (*SB1661 by *Burchett)

***House Bill No. 1569** -- Judges and Chancellors - Repeals Tennessee Plan for judicial selection and evaluation. Amends TCA Title 2, Chapter 8, Part 1; Title 17, Chapter 4, Part 2 and Title 17, Chapter 4, Part 1. by *Curtiss.

***House Bill No. 1570** -- Forest and Forest Products - Enacts "Tennessee Forest Industries Economic Development and Taxpayer Protection Act of 1999." Amends TCA Title 11, Chapter 4. by *Curtiss. (SB1754 by *Kyle)

House Bill No. 1571 -- Contractors - Directs that applicants for contractor's license must furnish affidavit stating that such applicant is not currently performing construction work and has not offered to do such work where the amount of such contract exceeds \$20,000 instead of \$25,000. Amends TCA Title 62, Chapter 6. by *Curtiss. (*SB1580 by *Cooper)

***House Bill No. 1572** -- Taxes, Sales - Defines "demonstration or display purposes" as used by motor vehicle dealers for sales tax exemption purposes to include use of property by any employer, officer, owner or agent of dealer Amends TCA Section 67-6-305. by *Phelan. (SB1807 by *McNally)

***House Bill No. 1573** -- Courts - Enacts "Tennessee Court Reporting Act of 1999.". by *Buck. (SB1761 by *Person)

***House Bill No. 1574** -- Courts - Places restrictions on court reporters taking testimony before hearing examiner, judge, clerk, commissioner, notary public or official reporter; deposition not to be taken by person party to action, relative or employee of party to action, or any other person with financial interest in outcome of action; violation Class C misdemeanor; violation will also void deposition for use in action. by *Buck. (SB1762 by *Person)

House Bill No. 1575 -- Taxes, Privilege - Removes professional privilege tax. - Repeals TCA Title 67, Chapter 4, Part 17. by *Gunnels. (*SB722 by *Miller J)

***House Bill No. 1576** -- Health - Places director of schools or director's designee on county board of health instead of county superintendent of schools. Amends TCA Section 68-2-601. by *Sargent. (SB1702 by *Blackburn)

House Bill No. 1577 -- Taxes, Privilege - Authorizes commissioner of revenue to warn and report delinquent professionals; establishes that second violation grounds for suspension, and third or subsequent violation is grounds for revocation of any license or registration by appropriate licensing board. Amends TCA Title 67, Chapter 4, Part 17. by *Newton. (*SB721 by *Miller J)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1578 -- Sexual Offenses - Requires judges to impose chemical castration as condition of community supervision for life on certain physically and mentally sound sexual offenders. Amends TCA Title 39, Chapter 13, Part 5. by *Newton. (*SB760 by *Burchett)

***House Bill No. 1579** -- Accountants - Makes state board of accountancy independent board; requires board to offer benefits to employees similar to those now being received by such employees. Amends TCA Title 4; Title 8; Title 12 and Title 62. by *Rinks. (SB1708 by *Atchley)

House Bill No. 1580 -- Pensions and Retirement Benefits - Allows retired state employees to be employed on contractual basis without loss of retirement benefits by governmental entities which discuss and deal with intergovernmental matters. Amends TCA Title 8, Chapter 36. by *Rinks. (*SB1385 by *Rochelle)

House Bill No. 1581 -- Intergovernmental Relations - Authorizes commission on intergovernmental relations to monitor implementation of Chapter 1101 of the Public Acts of 1998, i.e. establishment of comprehensive growth policy. Amends TCA Title 4, Chapter 10. by *Rinks. (*SB1384 by *Rochelle)

***House Bill No. 1582** -- Consumer Protection - Establishes guidelines for dissemination of consumer credit reports; requires consumer reporting agencies to make certain disclosures to consumers; establishes guidelines for fees for certain disclosures; establishes penalties for violations. Amends TCA Title 47, Chapter 18. by *Beavers, *Bowers.

***House Bill No. 1583** -- Motor Vehicles, Titling and Registration - Exempts Wilson County from requirement that vehicle undergo and pass emissions test before registration issued. Amends TCA Title 55, Chapter 4, Part 1. by *Beavers, *Bone. (SB1913 by *Rochelle)

House Bill No. 1584 -- Alcoholic Offenses - Increases penalty for first conviction for offense of adult driving while impaired from \$500 fine to Class B misdemeanor with mandatory minimum fine of \$500 and maximum of \$1,000. Amends TCA Section 55-10-418. by *Beavers. (*SB1414 by *Rochelle)

House Bill No. 1585 -- Fees - Increases fee for any general sessions court civil process to at least \$25.00 with additional \$25.00 for expedited service; increases fee for circuit court civil process to at least \$35.00 with additional \$35.00 for expedited service. Amends TCA Section 8-21-901. by *Boyer. (*SB1220 by *Burchett)

***House Bill No. 1586** -- Alcoholic Beverages - Increases maximum inspection fee that can be imposed by ordinance upon licensed retailers of alcoholic beverages in Gatlinburg. Amends TCA Section 57-3-501(b). by *Montgomery. (SB1757 by *Clabough)

***House Bill No. 1587** -- Agriculture - Establishes special FFA endowment funds in Tennessee FFA Foundation, Inc. and commits state to match up to \$600,000 in endowment funds in such foundation. by *Hargrove, *Buck, *Caldwell, *Davidson, *Fraleigh, *Bone, *Ford S, *Ferguson, *Bowers, *Givens, *Walker (Rhea), *Baird, *Goins, *Todd, *Roach. (SB1843 by *Haun, *Rochelle, *Davis L, *Burks)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1588 -- Election Laws - Changes fund for state financing of voting machines from sinking fund reserve to voting machine loan fund; includes money paid by county under "voting machine loan agreement" as well as contract or lease and option as in present law. Amends TCA Section 2-9-114. by *Hargrove. (*SB1143 by *Crutchfield)

***House Bill No. 1589** -- Psychologists - Authorizes students of psychology to administer psychometric tests under qualified supervision as part of consultative evaluation, and clarifies that administering such tests does not constitute evaluation. Amends TCA Title 63, Chapter 11. by *Hargrove. (SB1849 by *Burks)

***House Bill No. 1590** -- Insurance, Motor Vehicles - Allows arbitration of claim arising under uninsured motorist provision. Amends TCA Section 56-7-1206. by *Hargrove. (SB1859 by *Haynes)

***House Bill No. 1591** -- Insurance, Motor Vehicles - Clarifies that newly discovered uninsured motorist during pendency of proceedings shall have 30 days to plead to original process. Amends TCA Section 56-7-1206. by *Hargrove. (SB1860 by *Haynes)

***House Bill No. 1592** -- Motor Vehicles, Titling and Registration - Makes applicant's failure to complete application grounds for refusal to issue certificate of motor vehicle title Amends TCA Titles 55, Chapters 3 and 4. by *Davis (Cocke). (SB1812 by *Haun)

House Bill No. 1593 -- Local Education Agency - Permits evaluation of director of schools by local board in executive session conducted for that purpose only; written summary of meeting to be available for public inspection. Amends TCA Section 49-2-203(a)(15)(A). by *Davis (Cocke). (*SB956 by *Haun)

***House Bill No. 1594** -- Alcoholic Beverages - Permits Starwood Amphitheater in Davidson County to obtain liquor by the drink license. Amends TCA Section 57-4-102. by *West, *Garrett. (SB1840 by *Rochelle)

***House Bill No. 1595** -- Hospitals and Health Care Facilities - Defines "urgent care clinic" and "renal dialysis clinic"; requires department of health to license and regulate urgent care clinics and renal dialysis clinics; requires such clinics to pay annual license fee, not to exceed \$400. Amends TCA Title 68, Chapter 11, Part 2. by *Patton, *Davis (Washington), *Ford S, *Hood. (SB1908 by *Herron)

House Bill No. 1596 -- Traffic Safety - Increases penalty for failure to use seatbelts; authorizes law enforcement officers to stop persons for failure to wear seatbelts; revises other provisions regarding seatbelts. Amends TCA Title 55, Chapter 9, Part 6. by *Brooks, *Caldwell. (*SB1679 by *Harper)

***House Bill No. 1597** -- Development Districts - Creates community development tax credit program to encourage Tennessee corporations, non-profit corporations and units of state and local governments to make donations to community development and low-income housing project; sets out simple application requirements Amends TCA Titles 4, 10, 13, 67 and 71. by *Brooks. (SB1817 by *Ford J)

House Bill No. 1598 -- Hospitals and Health Care Facilities - Establishes nursing home quality incentive program for nursing homes in Medicaid program. Amends TCA Title 68 and Title 71. by *Garrett. (*SB1419 by *Rochelle)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1599 -- Traffic Safety - Prohibits use of signals, markings and devices purporting to be, imitating or resembling, traffic control devices, including triangle-shaped slow-moving vehicle identification emblems, as driveway markers on private property adjacent to any highway. Amends TCA Title 55. by *Lewis. (*SB1683 by *Burks)

House Bill No. 1600 -- Utilities, Utility Districts - Clarifies that referenced board of commissioners to be elected for any water utility district rather than any utility district in Franklin County Amends TCA Section 7-82-307. by *Lewis. (*SB1682 by *Cooper, *Cooper)

House Bill No. 1601 -- Professions and Occupations - Adds prohibition against performing activities, without license, within scope of practice of licensed professional counselors; changes name of counseling association; creates exception from licensure prohibition for person preparing for practice under supervision and for minister, priest and rabbi. Amends TCA Title 63, Chapter 22, Part 1. by *Lewis. (*SB1097 by *Cooper)

House Bill No. 1602 -- Taxes, Exemption - Exempts from sales tax sale or use of utilities in connection with testing of any article in propulsion, aerospace flight dynamics, or space simulation test facility owned or operated by federal government. Amends TCA Section 67-6-209. by *Lewis. (*SB1099 by *Cooper)

***House Bill No. 1603** -- Tobacco, Tobacco Products - Prescribes conditions for application of state tax stamps to cigarette packages; provides for confiscation of contraband cigarettes; imposes penalties for violations. Amends TCA Title 67, Chapter 4. by *Lewis. (SB1750 by *Burks)

House Bill No. 1604 -- Probate Law - Allows deposit of will with probate court after party dies in situations where heirs/beneficiaries under will are same parties and/or all property passes to joint owners with rights of survivorship outside will Amends TCA Title 32, Chapter 1. by *Lewis, *Sands. (*SB1098 by *Cooper)

House Bill No. 1605 -- Plumbers and Plumbing - Enacts "Tennessee Plumbing Trades Act.". by *Tidwell, *Sands. (*SB1646 by *Cooper)

***House Bill No. 1606** -- Equalization Board - Authorizes state board of equalization to make loans to counties to defray reasonable first year costs of implementing acceptable program to assess commercial and industrial tangible personal property; loans to be subject to repayment (plus interest) specified in General Appropriations Act Amends TCA Section 67-1-307. by *Tidwell. (SB1906 by *Herron)

House Bill No. 1607 -- County Officers - Requires amounts in excess of \$160,000 from \$2.00 fee collected by register for instruments filed or recorded in register's office currently earmarked for computer equipment to revert to county general fund in four largest counties. Amends TCA Section 8-21-1001. by *Stulce. (*SB819 by *Crutchfield)

***House Bill No. 1608** -- Pensions and Retirement Benefits - Permits former and current county election commission members to establish time as creditable service for computation of retirement benefits. Amends TCA Title 8, Chapter 35, Part 2. by *Stulce. (SB1881 by *Crutchfield)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1609 -- Driver Licenses - Increases certain driver license fees for purpose of increasing police pay supplement. Amends TCA Section 38-8-110; Section 38-8-111; Section 55-4-111; Section 55-50-323 and Section 55-50-324. by *Buttry. (*SB761 by *Burchett)

House Bill No. 1610 -- Bail, Bail Bonds - Creates Tennessee bail bondsmen commission for issuing licenses to professional bail bondsmen. Amends TCA Title 4, Chapter 29; Title 40, Chapter 11 and Title 62. by *Buttry. (*SB1219 by *Burchett)

House Bill No. 1611 -- Election Laws - Provides that provisions for petitions for recall, referendum and initiative in governmental entities having such charter provisions, will not apply to municipal referendums for incorporated cities with population over of 25,000. Amends TCA Section 2-5-151. by *Buttry. (*SB1313 by *Burchett)

***House Bill No. 1612** -- Insurance Companies, Agents, Brokers, Policies - Enacts "Insurance Agent Financial Institution Affiliation Act of 1999." Amends TCA Title 45. by *Rhinehart, *Phelan. (SB1841 by *Rochelle)

***House Bill No. 1613** -- Tort Liability - Clarifies procedures for contributions of joint tort-feasors. Amends TCA Title 29, Chapter 11. by *McMillan. (SB1878 by *Crutchfield)

House Bill No. 1614 -- Dentists - Expands dental practice act to include practical dental assistants as well as dental hygienists and registered dental assistants; removes requirement of didactic examination for registered dental assistants to apply sealants; retains authority of dental board to establish necessary criteria and curricula for registered dental assistants to apply sealants and perform polishing. Amends TCA Title 63, Chapter 5, Part 1. by *McMillan. (*SB1376 by *Person)

***House Bill No. 1615** -- Welfare - Removes basic dental services from list of services that may be provided under Medical Assistance Act of 1968. Amends TCA Title 71. by *McMillan. (SB1804 by *McNally)

***House Bill No. 1616** -- Real Estate Agents and Brokers - Prohibits payment of referral fees unless prior agency relationship exists. Amends TCA Title 62, Chapter 13. by *McMillan, *Rinks, *Godsey, *Mumpower, *Williams (Williamson), *Bone, *Bowers, *Lewis, *Head, *Sands. (SB1826 by *Ramsey)

House Bill No. 1617 -- TennCare - Requires each MCO that provides health care under TennCare to use standardized claim form; form to be same form used by MCO that provides health care to largest number of TennCare enrollees; requires commissioner of finance and administration to promulgate form as rule. Amends TCA Titles 56 and 71. by *McMillan. (*SB1644 by *Kurita)

House Bill No. 1618 -- Victims' Rights - Provides that certain identifying information regarding orders of protection, restraining orders, shelters, victims and witnesses in criminal cases be treated as confidential. Amends TCA Title 10, Chapter 7, Part 5 and Title 36, Chapter 3, Part 6. by *McMillan, *Hargrove, *Chumney, *Black, *Cooper B, *Hassell, *Hagood, *McDaniel, *Odom, *Harwell, *Naifeh, *Hargett. (*SB868 by *Burks, *Atchley, *Person)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1619 -- Education, Higher - Extends 25 percent tuition discount to children of ROTC instructors and licensed nurses in public schools. Amends TCA Section 49-7-119. by *Davis (Washington). (*SB1704 by *Crowe)

***House Bill No. 1620** -- Children - Enacts "Sudden Unexplained Child Death Act." Amends TCA Title 68, Chapter 1, Part 11 and Title 68, Chapter 3, Part 5. by *Caldwell. (SB1756 by *Clabough)

House Bill No. 1621 -- Hospitals and Health Care Facilities - Limits powers of metropolitan hospital authority to exercise powers regardless of competitive consequences only in county in which located. Amends TCA Section 7-57-501 and Section 7-57-502. by *Odom. (*SB1038 by *Dixon)

House Bill No. 1622 -- Chiropractors - Places certain requirements on health care provider prior to performing spinal manipulation or spinal adjustment; does not apply to scope of practice of physicians, surgeons or osteopathic physicians. Amends TCA Section 63-4-101. by *Odom, *Jones, S.. (*SB1652 by *Cooper)

House Bill No. 1623 -- State Government - Creates, effective 1/1/2000, division of managed care within department of health. Amends TCA Title 4, Chapter 3, Part 18. by *Odom. (*SB1039 by *Dixon)

House Bill No. 1624 -- Hospitals and Health Care Facilities - Requires metropolitan hospital authorities to contract with and provide services through TennCare MCOs. by *Odom. (*SB1541 by *Dixon)

***House Bill No. 1625** -- Public Records - Exempts from public records law private entities which contract with state and assert governmental immunity in tort action. Amends TCA Section 10-7-503 and Section 10-7-504. by *Odom. (SB1813 by *Ford J, *Graves)

House Bill No. 1626 -- Licenses - Enacts "Electricians' Licensing Act of 1999." Amends TCA Title 62. by *Odom. (*SB857 by *Kyle)

House Bill No. 1627 -- Criminal Offenses - Enacts "Tennessee Identity Theft and Assumption Act of 1999." Amends TCA Title 39. by *Maddox, *Fitzhugh. (*SB1246 by *Herron)

***House Bill No. 1628** -- Education - Requires that zero tolerance policies provide for 28 days of diagnostic counseling for student as result of violation of such policy; requires parents or legal guardian to pay for such counseling. Amends TCA Section 49-6-4216. by *Maddox. (SB1907 by *Herron)

***House Bill No. 1629** -- Highway Signs - Broadens eligibility for specific service signs to include all multi-lane, controlled-access roads within established guidelines; directs commissioner of transportation to add such roads to the specific service sign system. Amends TCA Title 54. by *Maddox, *Fitzhugh. (SB1909 by *Herron)

***House Bill No. 1630** -- Sexual Offenses - Creates Class A misdemeanor offense for indecent exposure to a minor unless minor under 13 years of age, then punishable as Class E felony. Amends TCA Title 39, Chapter 13, Part 5. by *Godsey. (SB1889 by *Ramsey)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1631** -- Sentencing - Adds enhancement factor that defendant abused position of public or private trust with parent, custodian or guardian of child victim that significantly facilitated commission or fulfillment of offense. Amends TCA Section 40-35-114. by *Godsey. (SB1891 by *Ramsey)

***House Bill No. 1632** -- Evidence - Allows evidence of certain prior convictions involving sexual offenses in criminal cases where defendant accused of committing sexual offense against child for purpose of impeaching credibility of defendant. Amends TCA Title 40, Chapter 17. by *Godsey. (SB1890 by *Ramsey)

House Bill No. 1633 -- Taxes - Revises authority of municipalities and counties to apply incremental tax revenues to pay costs of public convention center development and financing and to pledge these and other tax revenues to payment of obligations of municipal corporations to public building authorities. Amends TCA Title 67, Chapter 4, Part 7. by *Armstrong, *Buttry. (*SB1449 by *Atchley)

House Bill No. 1634 -- Campaigns - Prohibits placing campaign signs on live trees Amends TCA Title 2, Chapter 1, Part 1. by *Wood. (*SB1319 by *Williams)

***House Bill No. 1635** -- Taxes, Severance - Authorizes counties to levy severance tax on trees cut for pulpwood at rate not to exceed \$1.50 per ton of pulpwood; tax does not apply to waste products from timber; owners of harvest rights to 100 or more acres of forestland within county at time of severance liable for payment of tax. Amends TCA Section 67-1-111. by *Wood.

House Bill No. 1636 -- Sunset Laws - Health facilities commission, June 30, 2006. Amends TCA Title 4, Chapter 29. by *Eckles. (*SB1673 by *Kurita)

House Bill No. 1637 -- Hospitals and Health Care Facilities - Requires CON applications for similar projects be reviewed simultaneously by health facilities commission; establishes notification procedures concerning letters filed after first letter of intent filed and procedure for filing written objections for opposition to CON application; prohibits certain communications from interested persons. Amends TCA Title 68, Chapter 11, Part 1. by *Eckles. (*SB1674 by *Kurita)

House Bill No. 1638 -- Dentists - Defines "practice of oral surgery" to include treatment of injuries and maladies of teeth or jaws or associated structures. Amends TCA Section 63-5-108. by *Eckles. (*SB1699 by *Person)

House Bill No. 1639 -- Psychologists - Requires that psychological examiners be eligible for third party reimbursement for services rendered within scope of examiner's license. Amends TCA Title 63. by *Eckles. (*SB967 by *Graves)

House Bill No. 1640 -- Psychologists - Removes requirement for practicing under qualified supervision if psychological examiner is employed by qualified psychologist or community mental health center, institute or governmental agency in certain circumstances. Amends TCA Section 63-11-202. by *Eckles. (*SB968 by *Graves)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1641 -- Physicians and Surgeons - Provides that emergency medical residency programs shall be recognized as primary care residency programs for purpose of training resident physicians in emergency medicine. Amends TCA Title 49. by *Eckles. (*SB884 by *Atchley)

House Bill No. 1642 -- Insurance, Motor Vehicles - Enacts "Motor Vehicle Responsibility Act." Amends TCA Title 55, Chapter 10, Part 1 and Title 56. by *Eckles. (*SB780 by *Haun)

***House Bill No. 1643** -- Tourism - Increases from \$35,000 to \$45,000 maximum state match allowable for locally generated contributions to promote regional tourism. Amends TCA Section 4-3-2207. by *McAfee. (SB1852 by *Ramsey)

House Bill No. 1644 -- Parks, Natural Areas Preservation - Increases from 25 to 33 percent amount of crafts native to state that must be maintained in inventory of person occupying property in state park. Amends TCA Title 11. by *McAfee. (*SB936 by *Burchett)

***House Bill No. 1645** -- Medical Occupations - Revises Occupational and Physical Therapy Practice Act. Amends TCA Title 63. by *McDaniel. (SB1759 by *Kurita)

House Bill No. 1646 -- Taxes, Exemption - Adds definitions of "processing," "completed product" and "continuous manufacturing operation" for sales tax purposes. Amends TCA Section 67-6-102. by *Goins. (*SB1706 by *Atchley)

House Bill No. 1647 -- Taxes, Exemption - Redefines "fabricating or processing tangible personal property for resale" to include fabrication and/or installation of packaging to accompany such property when sold at retail, if packaging fabricated or installed by retailer or wholesaler; redefines "industrial machinery" to exclude machinery used to package manufactured items. Amends TCA Section 67-6-102(8). by *Goins. (*SB1707 by *Atchley)

***House Bill No. 1648** -- Employees, Employers - Clarifies that complaints in SLAPP actions not public records until such action adjudicated or otherwise resolved. Amends TCA Title 4, Chapter 21, Part 10 and Title 20. by *Tidwell. (SB1905 by *Herron)

***House Bill No. 1649** -- Correction, Dept. of - Prohibits granting of medical furloughs to inmates. Amends TCA Title 40, Chapter 35. by *Goins.

***House Bill No. 1650** -- Landlord and Tenant - Authorizes landlords to tow or otherwise remove certain vehicles from real property rented or leased for residential purposes for certain traffic, parking and nuisance violations; deletes present law on subject. Amends TCA Title 55, Chapter 16 and Title 66, Chapter 28. by *Williams (Williamson). (SB1851 by *Ramsey)

***House Bill No. 1651** -- Animals - Creates Class E felony offense of aggravated cruelty to animals. Amends TCA Title 39, Chapter 14. by *Williams (Williamson). (SB1724 by *Cohen, *Crutchfield)

***House Bill No. 1652** -- Home Improvement Contractors - Requires residential contractors to have liability bond of \$1 million. Amends TCA Section 62-6-111. by *Williams (Williamson). (SB1816 by *Ford J)

House Bill No. 1653 -- Food and Food Products - Revises permit fees for sale of foods and food products. Amends TCA Title 53, Chapter 8 and Title 68, Chapter 14. by *Williams (Williamson). (*SB1671 by *Springer)

***House Bill No. 1654** -- Utilities, Utility Districts - Prohibits public utility companies from subsidizing sale of propane gas and propane gas related services. Amends TCA Title 65, Chapter 5, Part 2. by *Walley, *Cole (Dyer). (SB1927 by *Cooper, *Wilder)

House Bill No. 1655 -- Courts, Juvenile - Changes certain procedures relative to appeals from juvenile proceedings. Amends TCA Title 36; Title 37; Title 38 and Title 39. by *Walley. (*SB1328 by *Graves)

House Bill No. 1656 -- Foster Care - Clarifies that foster parents' rights also apply to agencies which contract with department of children's services to place children in foster care. Amends TCA Title 36; Title 37; Title 38 and Title 39. by *Walley. (*SB1330 by *Graves)

House Bill No. 1657 -- Aged Persons - Continues respite care program in Gibson County, created by Chapter 803, Public Acts of 1996, as amended by Chapter 381, Public Acts of 1997; county office on aging has responsibility for administering program. by *Phelan, *Pinion. (*SB1672 by *Carter)

***House Bill No. 1658** -- TennCare - Requires managed health insurance issuer providing health care to TennCare enrollees to permit Little Tennessee Educational Co-op to participate in such plan and be reimbursed for covered services provided by health care providers who are part of Co-op within scope of provider's license or certification. Amends TCA Title 56 and Title 71. by *Gunnels. (SB1738 by *Miller J)

House Bill No. 1659 -- Interest Rates - Restates interest rates on judgments and pre-judgment interest rates as function of coupon issue yield equivalent, as determined by United States secretary of the treasury, except where contract fixes interest rate, subject to maximum effective rate of interest under state law. Amends TCA Title 47, Chapter 14. by *Hood, *Eckles. (*SB259 by *Womack)

House Bill No. 1660 -- Taxes, Severance - Allows taxation of sand, gravel, sandstone, chert, and limestone severed in Tennessee and sold outside state. Amends TCA Section 67-7-202. by *Hood. (*SB1656 by *Womack)

***House Bill No. 1661** -- Judges and Chancellors - Refines and continues Tennessee plan for selection of judges for the court of appeals, court of criminal appeals and supreme court. Amends TCA Section 17-1-301; Section 17-4-102; Section 17-4-109; Section 17-4-114; Section 17-4-115; Section 17-4-116; Section 17-4-201 and Section 50-6-225. Repeals Section 23 of Chapter 942 of the Public Acts of 1994. by *Buck. (SB1932 by *Wilder)

***House Bill No. 1662** -- Children - Requires department of children's services to provide certain training for employees and to require comparable training for employees of its contractors; requires department to annually report certain information. Amends TCA Title 37, Chapter 5. by *Brown, *Pruitt, *Bowers. (SB1876 by *Crutchfield)

House Bill No. 1663 -- Livestock - Creates classification of livestock technician under regulation of board of veterinary medical examiners; prescribes and limits duties. Amends TCA Title 63, Chapter 12. by *Givens. (*SB1321 by *Williams)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1664 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Harley Owner's Group (HOG) license plates. Amends TCA Title 55, Chapter 4. by *Phelan, *Buttry. (*SB1660 by *Burchett)

***House Bill No. 1665** -- Metropolitan Government - Prohibits cities operating under metropolitan form of government from charging sewer connecting fees and waterline connecting fees under certain circumstances. Amends TCA Title 7 and Title 68. by *Jones, S.. (SB1912 by *Rochelle)

***House Bill No. 1666** -- Penal and Reformatory Institutions - Establishes application, licensure and monitoring procedures for facilities engaged in business of housing out-of-state prisoners. Amends TCA Title 41. by *Pinion, *McKee, *McAfee, *Rhinehart, *Curtiss, *Langster, *Ridgeway, *Hargrove, *Windle, *DeBerry L. (SB1732 by *Fowler, *Kyle)

***House Bill No. 1667** -- Environmental Preservation - Releases owners and/or operators of petroleum underground storage tanks from initial financial responsibility under certain circumstances. Amends TCA Section 68-215-111. by *Robinson. (SB1744 by *Haynes)

***House Bill No. 1668** -- Traffic Safety - Enacts "Better Enforcement Leads to Safety (BELTS) Act." Amends TCA Title 55, Chapter 9, Part 6. by *Robinson. (SB1723 by *Cohen)

***House Bill No. 1669** -- Foster Care - Authorizes foster care review boards to make direct referrals to juvenile courts in certain cases; sets time frames for hearings. Amends TCA Section 37-2-406. by *Fowlkes, *Walker (Rhea). (SB1918 by *Eisea, *Person)

House Bill No. 1670 -- Utilities, Utility Districts - Exempts retail customers in municipal and/or urban growth boundaries adjoining bordering state from regulation by TRA public gas utility regulation by allowing purchase of natural gas from out-of-state utility. Amends TCA Title 65, Chapter 4. by *Fowlkes. (*SB1705 by *Cooper)

House Bill No. 1671 -- Education - Requires Tennessee state history to be included in curriculum for seventh graders enrolled in public schools. Amends TCA Title 49, Chapter 6, Part 10. by *Fowlkes. (*SB1711 by *Henry)

House Bill No. 1672 -- Auditing - Provides for liaison from comptroller's office to taxing entities to inform such entities of audit requirements. Amends TCA Title 9. by *Fowlkes. (*SB1087 by *Cooper)

House Bill No. 1673 -- General Assembly, Directed Studies - Directs department of health to prepare report on methadone treatment slots available in state; such report to be delivered to general assembly by February 1, 2000. Amends TCA Title 68, Chapter 11. by *Turner (Shelby). (*SB1071 by *Ford J)

***House Bill No. 1674** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Light, Gas and Water new specialty earmarked license plates; earmarks portion of revenues produced from sale thereof to such utility's Adopt-a-School program at Carver High School. Amends TCA Title 55, Chapter 4. by *Turner (Shelby).

***House Bill No. 1675** -- Taxes, Exemption - Deletes exception from taxing sand, gravel, sandstone, chert and limestone severed from the earth that is sold for use outside state. Amends TCA Section 67-7-202. by *Tidwell, *White. (SB1928 by *Wilder)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1676** -- Taxes - Extends sales tax extension period relative to emergency or other extraordinary circumstances from 30 to 60 days. Amends TCA Title 67. by *Kisber. (SB1806 by *McNally)

***House Bill No. 1677** -- Pensions and Retirement Benefits - Gives district attorney general elected before January 1, 1969, two additional years of creditable service for employment as salaried municipal trial attorney. Amends TCA Title 8, Chapter 34. by *Boyer. (SB1730 by *Burchett)

House Bill No. 1678 -- Custody and Support - Allows certain parents to petition court when former spouse proposes to relocate more than 100 miles away. Amends TCA Title 36, Chapter 6. by *DeBerry J. (*SB1522 by *Ramsey)

House Bill No. 1679 -- Licenses - Creates acupuncture licensing board; sets standards and processes for licensing of individuals to practice acupuncture and to be acupuncture detoxification specialists. Amends TCA Title 4, Chapter 29 and Title 63. by *Kernell. (*SB1721 by *Dixon, *Ford J)

***House Bill No. 1680** -- Sunset Laws - Commission on children and youth, June 30, 2006; abolishes interagency coordination council. Amends TCA Title 4, Chapter 29 and Title 37, Chapter 3. by *Kernell. (SB1736 by *Springer, *Crowe)

***House Bill No. 1681** -- Environmental Preservation - Establishes remediation measures to be undertaken on industrial properties where no financially viable responsible person to clean up the contamination; limits liability of parties reusing contaminated property where such persons did not contribute to contamination of property. Amends TCA Title 68. by *Chumney. (SB1854 by *Ramsey)

House Bill No. 1682 -- Tort Liability - Raises governmental tort liability limits for state. Amends TCA Title 9, Chapter 8, Part 3 and Title 29, Chapter 20, Part 4. by *Chumney, *Jones U (Shelby). (*SB1664 by *Kyle)

***House Bill No. 1683** -- Taxes - Enacts "Tax Relief and Fairness Act." Amends TCA Titles 9, 45, 56 and 67. by *McDaniel, *Langster, *Boyer, *DeBerry L. (SB1742 by *Atchley, *Henry, *Elsea, *Cooper)

House Bill No. 1684 -- Civil Procedure - Makes existence of and coverage limits pertaining to policy of insurance subject to discovery as provided in Rules of Civil Procedure, Rules 26 -- 37. Amends TCA Title 24, Chapter 9. by *Chumney. (*SB735 by *Miller J)

***House Bill No. 1685** -- Disabled Persons - Establishes statement from division of rehabilitative services identifying person as having disability as prima facie evidence for all state departments and agencies that person is disabled in manner and to degree specified; person cannot be required to provide additional evidence or supporting documentation to further prove disability. Amends TCA Title 8, Chapter 50. by *Chumney.

***House Bill No. 1686** -- Public Health and Health Care - Revises Memphis Plan Act to raise the limit on the number of eligible employees from 50 to 200; raises income limit from 150 to 200 percent of poverty. Amends TCA Title 56, Chapter 7, Part 20. by *Chumney. (SB1752 by *Kyle)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1687** -- Aged Persons - Creates enhancement factor by which sentence may be increased within appropriate range that defendant committed theft by fraud or deception against person particularly vulnerable because of age or physical or mental disability; gives person defrauded or deceived civil cause of action against defendant for treble amount of theft, attorney fees and costs. Amends TCA Title 29, Chapter 34, Part 2 and Title 40, Chapter 35, Part 1. by *Chumney. (SB1805 by *McNally)

House Bill No. 1688 -- Foster Care - Requires department of children's services to hire 12 paralegals to be phased in over two years to be used in foster care, adoption and permanency planning for children; makes legislative findings on use of paralegals in such program; encourages use of federal funds for such staff. Amends TCA Title 37, Chapter 2, Part 4. by *Chumney. (*SB1675 by *Graves)

***House Bill No. 1689** -- Charitable Solicitations - Raises fee for late annual registration as charitable organization from \$25.00 to \$30.00. Amends TCA Section 48-101-506. by *Robinson. (SB1745 by *Haynes)

House Bill No. 1690 -- Firearms and Ammunition - Removes written directive requirement and annual firearm training requirement for certain officials authorized to carry handguns. Amends TCA Section 39-17-1315. by *Mumpower. (*SB738 by *Miller J)

House Bill No. 1691 -- Education - Allows state board of education to promulgate rules, subject to legislative approval, to establish charter schools. Amends TCA Section 49-2-203. by *Mumpower. (*SB737 by *Miller J)

House Bill No. 1692 -- Criminal Procedure - Increases time for notice to district attorneys regarding petition of person rendered infamous or deprived of the rights of citizenship from 20 to 30 days. Amends TCA Title 40, Chapter 29, Part 1. by *Mumpower. (*SB1703 by *Miller J)

House Bill No. 1693 -- Tort Liability - Raises governmental tort liability limits for local governments. Amends TCA Title 9, Chapter 8, Part 3 and Title 29, Chapter 20, Part 4. by *Jones U (Shelby). (*SB1663 by *Kyle)

House Bill No. 1694 -- Taxes - Specifies that board of equalization in counties with population greater than 35,000 will sit until all properly filed taxpayer complaints have been heard. Amends TCA Title 67. by *Jones U (Shelby). (*SB1015 by *Ford J)

House Bill No. 1695 -- Taxes - Reduces time period for which county trustee can waive penalties and interest on delinquent property taxes from 90 to 60 days. Amends TCA Title 67, Chapter 5. by *Jones U (Shelby). (*SB864 by *Kyle)

House Bill No. 1696 -- Alcoholic Beverages - Increases from 20 to 25 days time period in which manufacturers and wholesale distributors of beer must register with commissioner. Amends TCA Title 57. by *Jones U (Shelby). (*SB1355 by *Dixon)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1697 -- Assessors - Authorizes back assessments or reassessments of tangible personal property for periods greater than two years, even when fraud or misrepresentation is not present, if audit reveals omission, overassessment or underassessment; must be initiated prior to three years from September 1 of tax year original assessment made. Amends TCA Section 67-1-1001(a); Section 67-1-1002(a); Section 67-1-1003(a) and Section 67-1-1005(a). by *Jones U (Shelby). (*SB1729 by *Leatherwood, *Person)

House Bill No. 1698 -- Motor Vehicles - Authorizes counties and municipalities to tow accidentally wrecked or disabled motor vehicles pursuant to state's safety regulatory authority. Amends TCA Title 55, Chapter 10, Part 1. by *Jones U (Shelby). (*SB1013 by *Ford J)

House Bill No. 1699 -- Motor Vehicles - Requires abandoned motor vehicles towed by police department and not reclaimed by owner to be sold at public auction within 30 days. Amends TCA Title 55, Chapter 16. by *Jones U (Shelby). (*SB1014 by *Ford J)

House Bill No. 1700 -- Alcoholic Beverages - Allows liquor by the drink to be sold during same hours on Sunday as permitted during rest of week. Amends TCA Section 57-4-203. by *Jones U (Shelby). (*SB1258 by *Ford J)

House Bill No. 1701 -- Alcoholic Beverages - Allows liquor by the drink to be sold starting at 10:00 a.m. on Sundays instead of 12:00 noon. Amends TCA Section 57-4-203. by *Jones U (Shelby). (*SB1257 by *Ford J)

House Bill No. 1702 -- Agriculture - Extends from ten to 12 number of days commissioner of agriculture permitted to appoint county weed control board. Amends TCA Title 43. by *Givens. (*SB1083 by *Cooper)

House Bill No. 1703 -- Water - Directs department of environment and conservation to conduct stream mapping project in Red River and Barkley Lake watersheds of Montgomery County. Amends TCA Title 69, Chapter 3, Part 3. by *McMillan, *Head. (*SB1126 by *Kurita)

House Bill No. 1704 -- Motor Vehicles, Titling and Registration - Authorizes department of safety to administratively issue collegiate plates for two-year and four-year colleges and universities located within the several states and District of Columbia. Amends TCA Title 55, Chapter 4. by *McMillan. (*SB1122 by *Cooper)

House Bill No. 1705 -- Education - Redesignates "break the mold" schools as "pilot" schools. Amends TCA Title 49. by *McMillan. (*SB1124 by *Cooper)

House Bill No. 1706 -- Highway Signs - Removes requirement that contracts for administration of specific service signs be subject to law regarding contracts for state services. Amends TCA Title 12, Chapter 4 and Title 54, Chapter 5. by *Rhinehart. (*SB1651 by *Cooper)

House Bill No. 1707 -- Law Enforcement - Invalidates funding for law enforcement agency which fails to comply with statutory requirements for law enforcement agencies. Amends TCA Title 38, Chapter 8. by *Jones, S.. (*SB942 by *Burchett)

House Bill No. 1708 -- Bail, Bail Bonds - Requires professional bondsman to collect 10 percent minimum premium from accused person before posting appearance bond for such person; prohibits bondsman from acting as surety or lender on such minimum payment. Amends TCA Title 40, Chapter 11, Part 3. by *Jones, S.. (*SB939 by *Burchett)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1709** -- Pensions and Retirement Benefits - Directs Davidson County legislative body to conduct poll of county legislative employees regarding participation in TCRS. Amends TCA Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37. by *West.

***House Bill No. 1710** -- Malpractice, Professional - Removes limitation that only privately and individually purchased insurance be excluded from assets that would otherwise offset malpractice damage award. Amends TCA Title 29, Chapter 26. by *Walley. (SB1873 by *McNally)

House Bill No. 1711 -- Education - Provides procedures whereby certain students may be excused from computer instruction. Amends TCA Section 49-6-1010. by *Montgomery, *Boyer. (*SB1751 by *Burchett)

House Bill No. 1712 -- Tobacco, Tobacco Products - Decreases from 10 to 6 percent percentage of proceeds from sale of seized tobacco products allocated to department of revenue for expenses of administration of tax. Amends TCA Title 67. by *Curtiss. (*SB1088 by *Cooper)

***House Bill No. 1713** -- Teachers, Principals and School Personnel - Requires employment for ten years rather than three for teachers to receive tenure. Amends TCA Title 49, Chapter 5, Part 5. by *Mumpower. (SB1866 by *Miller J)

House Bill No. 1714 -- Education, State Board of - Abolishes state board of education; transfers duties to department of education. Amends TCA Title 4, Chapter 29 and Title 49. by *Winningham, *Maddox. (*SB763 by *Burchett)

House Bill No. 1715 -- Taxes, Gasoline, Petroleum Products - Redistributes tax on gasoline purchased by and sold at marinas for use on Tennessee waterways to department of tourism to promote tourism, water sports activities and recreational boating, provide improvements to infrastructures and marina facilities and increased marina services. Amends TCA Title 67, Chapter 3. by *Winningham, *Ridgeway, *Turner (Shelby), *McKee. (*SB1298 by *Davis L)

House Bill No. 1716 -- Education - Requires school superintendents to be appointed directly by county school boards. Amends TCA Title 49, Chapter 2, Part 3. by *Winningham. (*SB1670 by *Springer)

House Bill No. 1717 -- Education - Allows county school superintendents to continue to be popularly elected upon 2/3 vote of county commission. Amends TCA Section 49-2-301. by *Winningham. (*SB85 by *Burks, *Springer)

House Bill No. 1718 -- Judges and Chancellors - Provides for open elections for judges of supreme court, court of appeals and court of criminal appeals. Amends TCA Title 2, Chapter 8, Part 1; Title 17, Chapter 4, Part 2 and Title 17, Chapter 4, Part 1. by *Winningham. (*SB612 by *Davis L)

House Bill No. 1719 -- Environmental Preservation - Requires board of petroleum underground storage tank program to make annual report to general assembly on solvency of underground storage tank fund. Amends TCA Title 4, Chapter 31; Title 67, Chapter 3 and Title 68, Chapter 215. by *Winningham. (*SB1297 by *Davis L)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1720 -- Insurance Companies, Agents, Brokers, Policies - Enacts "Tennessee Creditor-Placed Insurance Act of 1999." by *Rhinehart, *Buck. (*SB1712 by *Womack)

***House Bill No. 1721** -- Banks and Financial Institutions - Defines "broker's agent" and "sponsoring broker" in Residential Lending, Brokerage and Servicing Act; sets forth procedures and limitations relative to how sponsoring lenders may add broker's agents to mortgage loan broker registration. Amends TCA Title 45, Chapter 13. by *Rhinehart. (SB1839 by *Rochelle)

***House Bill No. 1722** -- Taxes, Exemption - Extends privilege and excise tax exemption on gas, water and electric current for cities and political subdivisions to persons meeting criteria of exempt wholesale generators or FERC certified wholesale power marketers under the Federal Power Act; extends privilege and excise tax exemption for miscellaneous public utilities to exempt wholesale generators and FERC certified wholesale power marketers under Federal Power Act. Amends TCA Section 67-4-405; Section 67-4-406; and Title 67. by *Maddox, *Fitzhugh. (SB1925 by *Wilder)

House Bill No. 1723 -- Criminal Offenses - Creates "Identity Theft Prevention Act of 1999." Amends TCA Title 8, Chapter 6; Title 39 and Title 47, Chapter 18. by *Williams (Williamson). (*SB1241 by *Haynes)

House Bill No. 1724 -- Historical Sites and Preservation - Authorizes matching funds for National Heritage Area programs. Amends TCA Title 4, Chapter 11. by *McDaniel. (*SB1548 by *Dixon)

House Bill No. 1725 -- TennCare - Requires state comptroller to appoint TennCare prescription drug utilization review committee to make recommendations to MCOs and providers concerning prescriptions for certain enrollees. Amends TCA Title 56; Title 63 and Title 71. by *Eckles, *Rhinehart, *Head, *Kisber, *McMillan, *Turner (Hamilton). (*SB1733 by *Womack)

House Bill No. 1726 -- Motor Vehicles, Titling and Registration - Authorizes county, municipal and metropolitan governments to receive funds earmarked from sale of new specialty earmarked plates. Amends TCA Title 55, Chapter 4. by *Eckles. (*SB1392 by *Rochelle)

***House Bill No. 1727** -- Tennessee Emergency Management Agency (TEMA) - Creates Emergency Management, Preparedness, and Assistance Trust Fund. Amends TCA Section 58-2-132. by *Eckles. (SB1818 by *Haynes)

House Bill No. 1728 -- TennCare - Requires commissioner of health to report to speakers of senate and house of representatives concerning any waiver, waiver amendment, or state plan amendment that relates to Medicaid. Amends TCA Title 3 and Title 71. by *Eckles. (*SB1085 by *Cooper)

House Bill No. 1729 -- Foster Care - Requires plan for foster care to be prepared within 90 days of placement. Amends TCA Title 71. by *Eckles. (*SB1084 by *Cooper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1730** -- Economic and Community Development - Authorizes funding for consortium of historically black colleges and universities, subject to appropriation, to be used toward strategic economic development objectives of consortium, state and participating private industry; authorizes and directs department of economic and community development and THEC to assist consortium in meeting key objectives. Amends TCA Title 4, Chapter 3, Part 7 and Title 49, Chapter 7, by *Armstrong, *Turner (Shelby), *Kernell, *Pruitt, *Brooks, *Miller L, *Kisber, *Langster, *Bowers, *DeBerry L, *Brown, *DeBerry J, *Jones U (Shelby), *Cooper B. (SB1836 by *Harper)

House Bill No. 1731 -- Cosmetology - Creates separate licensure for aesthetician instructor; allows aesthetician or cosmetologist instructor to teach aesthetics. Amends TCA Title 62, Chapter 4, Part 1. by *Armstrong. (*SB944 by *Burchett)

House Bill No. 1732 -- Assessors - Improves training incentives for assessment professionals. Amends TCA Sections 5-1-310 and 67-1-508. by *Armstrong, *Tindell, *Dunn, *Hagood, *Boyer. (*SB1354 by *Haynes)

House Bill No. 1733 -- Gas, Petroleum Products, Volatile Oils - Clarifies authority of intrastate natural gas pipeline corporations to sell, transport and distribute natural gas. Amends TCA Section 7-82-301 and Title 65. by *Arriola, *McAfee, *Jones U (Shelby), *Cooper B, *Towns, *Miller L. (*SB488 by *Haynes, *Harper)

House Bill No. 1734 -- Gas, Petroleum Products, Volatile Oils - Gives intrastate natural gas pipeline corporations same powers and authority which interstate natural gas pipelines operating in Tennessee have. Amends TCA Section 65-28-103. by *Arriola, *McAfee, *Jones U (Shelby), *Cooper B, *Towns, *Miller L, *Armstrong, *DeBerry L. (*SB487 by *Haynes, *Harper)

***House Bill No. 1735** -- Cosmetology - Authorizes schools of aesthetics to operate independently of schools of cosmetology. Amends TCA Title 62, Chapter 4, Part 1. by *Armstrong.

***House Bill No. 1736** -- Local Government, General - Limits exercise of powers by private act metropolitan hospital authorities to county in which it is located. Amends TCA Sections 7-57-501 and 7-57-502. by *Armstrong, *Cole (Dyer), *Fitzhugh, *Maddox, *Rinks, *Phelan, *Walley. (SB1815 by *Ford J)

***House Bill No. 1737** -- Municipal Government - Ensures that newly incorporated municipality will not suffer certain financial sanctions merely for coming into existence during middle or later portion of first fiscal year. Amends TCA Title 6, Chapter 1, Part 2 and Title 6, Chapter 58, Part 1. by *Walley. (SB1930 by *Wilder)

House Bill No. 1738 -- Historical Sites and Preservation - Requires persons involved in removal of Native American remains to notify Native American members of archeological advisory council, chair of Commission of Indian Affairs and state archeologist; notification of intent to remove remains must be in writing and filed at least ten days before filing petition; requires proper burial of remains and objects within six months of discovery, using procedures consistent with Native American traditions. Amends TCA Section 11-6-116 and Section 11-6-119. by *Odom. (*SB1665 by *Henry)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1739 -- Constitutional Conventions - Proposes amendment to Article XI, Section 5 relative to a state lottery. by *Williams (Williamson). (*SB1715 by *Cooper)

House Bill No. 1740 -- Constitutional Amendments - Provides for statewide advisory referendum at March 14, 2000, presidential preference primary on whether voters believe constitution should be amended to provide for state lottery. by *Williams (Williamson). (*SB1713 by *Cooper)

House Bill No. 1741 -- Taxes - Establishes procedure for local governments to pay portion of refunds made to taxpayers owed by such local governments Amends TCA Title 67, Chapter 1. by *Roach. (*SB1697 by *Williams)

House Bill No. 1742 -- Education, Higher - Creates Southwest Tennessee Community College by merger of Shelby State Community College and State Technical Institute at Memphis. Amends TCA Title 49, Chapter 8. by *Kent, *Todd, *Hargett, *Scroggs, *Pleasant, *Bowers. (*SB1718 by *Dixon, *Person)

House Bill No. 1743 -- Corporations, For Profit - Redefines "housing facility" for special purpose corporations and associations to add single-family residential units where such units are financed by for-profit, not-for-profit or governmental entity and bonds are not exempt under IRC. Amends TCA Title 48. by *Chumney, *Kent. (*SB1048 by *Dixon)

House Bill No. 1744 -- Motor Vehicles, Titling and Registration - Revises registration intervals for motor vehicles from one to two years. Amends TCA Section 5-8-102 and Title 55. by *Towns, *Cooper B, *Ferguson. (*SB254 by *Kyle)

House Bill No. 1745 -- Motor Vehicles - Provides for six-month warranty on used cars costing \$5,000 or more. Amends TCA Title 55, Chapter 24. by *Towns, *Cooper B. (*SB1570 by *Ford J)

House Bill No. 1746 -- Teachers, Principals and School Personnel - Provides for \$6,000 annual bonus to teachers who have achieved certification by National Board for Professional Teaching Standards. Amends TCA Title 49, Chapter 5, Part 56. by *Towns, *Cooper B. (*SB1307 by *Ford J)

House Bill No. 1747 -- Education, Higher - Provides for confirmation by general assembly of members of UT board of trustees, board of regents and Tennessee higher education commission. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9. by *Stulce, *Towns, *Cooper B, *Windle, *Jones U (Shelby), *Ridgeway, *Maddox, *Tindell, *Pinion, *Eckles, *Davidson, *Hargrove, *Jones, S., *Fraleigh, *Williams (Williamson), *Fowlkes, *Ferguson, *Arriola. (*SB1309 by *Rochelle)

House Bill No. 1748 -- Landlord and Tenant - Requires storage by owner or landlord of evicted tenant's personal property; requires landlord to notify tenant within ten days of taking property and to inform tenant that tenant will be responsible for costs of storage after 30 days. Amends TCA Title 66, Chapter 7. by *Towns, *Cooper B. (*SB1306 by *Ford J)

House Bill No. 1749 -- Insurance Companies, Agents, Brokers, Policies - Enacts "Tennessee Insurance Fraud Prevention and Investigation Act of 1999." Amends TCA Title 56. by *Hagood. (*SB938 by *Burchett)

House Bill No. 1750 -- Food and Food Products - Exempts Tennessee School for the Deaf and West Tennessee School for the Deaf from requirement that food prepared by cook-chill method be served to children at school. by *Hagood. (*SB1694 by *Burchett)

House Bill No. 1751 -- Education - Provides that children of teachers shall be allowed to attend school at which such parent teaches. Amends TCA Section 49-6-3113. by *Hagood. (*SB1662 by *Burchett)

House Bill No. 1752 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Adult Baseball League Association new specialty earmarked license plates; earmarks portion of revenues from sale thereof to such association Amends TCA Title 55, Chapter 4. by *Hagood. (*SB1659 by *Burchett)

House Bill No. 1753 -- Highway Signs - Designates Tennessee's interstate highway system as "Senator Albert Gore, Sr. Memorial Interstate Corridor.". by *Rinks, *DeBerry L, *Naifeh, *Hargrove, *Kisber. (*SB1725 by *Cohen)

***House Bill No. 1754** -- Taxes, Real Property - Increases penalty for delinquent property taxes; provides that such increase shall defray cost of collection. Amends TCA Title 67, Chapter 5, Part 20 and Title 67, Chapter 5, Part 24. by *Rinks. (SB1923 by *Cooper)

***House Bill No. 1755** -- Motor Vehicles - Requires citations for certain overweight motor vehicles to be issued in name of owner or lessee of semitrailer, trailer or twin trailer combination. Amends TCA Title 55, Chapter 7, Part 2. by *Rinks. (SB1867 by *Haun)

***House Bill No. 1756** -- Aircraft and Airports - Requires certain airport authorities, counties and municipalities to reimburse state for certain financial assistance and funding provided by state. Amends TCA Title 42, Chapter 2; Title 42, Chapter 3 and Title 42, Chapter 4. by *Rinks. (SB1929 by *Wilder)

House Bill No. 1757 -- Bond Issues - Abolishes certain requirements for department of environment and conservation to enter into contracts for construction of marina and golf course near Clifton. Amends Chapter 990, Public Acts of 1996. by *Rinks. (*SB1571 by *Wilder)

House Bill No. 1758 -- Highway Signs - Deletes low bid requirement in administrative contracts for specific service signs. Amends TCA Title 12, Chapter 4 and Title 54, Chapter 5. by *Rinks. (*SB1714 by *Cooper)

House Bill No. 1759 -- Education, Higher - Provides for THEC to study naming of state colleges and universities. Amends TCA Title 49, Chapter 7, Part 2. by *Rinks. (*SB1653 by *Cooper)

House Bill No. 1760 -- Pensions and Retirement Benefits - Authorizes state employees to continue state health insurance after retirement; lowers age for retirement for Group I employees to 55 from 60. Amends TCA Title 8. by *Rinks. (*SB1716 by *Cooper)

House Bill No. 1761 -- Courts, General Sessions - Authorizes general sessions courts, by subpoena or discovery, to require judgment debtor to appear before court and answer questions of judgment creditor in order to assist judgment creditor in execution of judgment. Amends TCA Title 16, Chapter 15, Part 7. by *Briley. (*SB1734 by *Haynes)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1762** -- Hospitals and Health Care Facilities - Enacts "Tennessee Eden Alternative Grant Assistance Program Act"; authorizes pilot programs in certain facilities to assist in implementation of act; authorizes use of up to \$50,000 from trust programs for grants. Amends TCA Title 68, Chapter 11, Part 8. by *Williams (Williamson). (SB1829 by *Henry)

***House Bill No. 1763** -- Taxes, Exemption - Exempts from sales and use tax edible food or food products for home consumption, as defined by federal Food Stamp Act of 1977. Amends TCA Title 67, Chapter 6. by *Windle. (SB1883 by *Davis L)

***House Bill No. 1764** -- Highway Signs - "Charlie and Marie Franks Memorial Bridge," bridge spanning Cartwright Creek on S.R. 106, Williamson County. by *Sargent. (SB1767 by *Blackburn)

***House Bill No. 1765** -- Appropriations - Appropriates \$60 million to board of regents for capital projects. by *Whitson. (SB1741 by *Haun)

House Bill No. 1766 -- Motor Vehicles - Prohibits child passenger ten years old or younger or who weighs less than 70 pounds from riding in front seat of vehicle equipped with airbags. Amends TCA Title 55, Chapter 9, Part 6. by *Turner (Shelby). (*SB1575 by *Dixon)

House Bill No. 1767 -- Motor Vehicles, Titling and Registration - Prohibits transfer of vehicle identification number from vehicles reported as inoperative. Amends TCA Title 55, Chapter 5. by *Turner (Shelby). (*SB1558 by *Dixon)

House Bill No. 1768 -- Public Records - Excludes LEA employees' home address and home telephone numbers from public records law. Amends TCA Section 10-7-504. by *Turner (Shelby). (*SB1356 by *Crutchfield)

House Bill No. 1769 -- Education - Provides for extended year reading instruction program. Amends TCA Title 49, Chapter 2. by *McKee. (*SB1044 by *Dixon)

House Bill No. 1770 -- Transportation, Dept. of - Requires department to operate low level radio stations to advise motorists of construction delays and alternative routes. Amends TCA Title 54, Chapter 1. by *Cole (Dyer), *Head, *McKee, *Roach, *Buck, *Kent, *Cole (Carter), *White, *Kisber, *Rinks, *Phelan, *Ridgeway, *Westmoreland. (*SB1279 by *Springer)

House Bill No. 1771 -- Transportation, Dept. of - Requires department to establish web page for dissemination of information concerning road construction. Amends TCA Title 54, Chapter 1, Part 1. by *Cole (Dyer), *Rinks, *McKee, *Phelan, *Ridgeway, *Westmoreland. (*SB1278 by *Springer)

House Bill No. 1772 -- Nurses, Nursing - Specifies that certified nurse midwives and nurses in advanced practice shall not be subject of discrimination by managed health insurance issuers. Amends TCA Title 56, Chapter 32, Part 2. by *Cole (Dyer), *Phelan, *Rinks, *Walley, *McKee, *Givens, *Ridgeway, *Westmoreland. (*SB1690 by *Davis L, *Crutchfield)

House Bill No. 1773 -- Taxes, Exemption - Redefines "telecommunications" for sales and use taxes purposes to exclude access charges for Internet services under certain circumstances; redefines "WATS services" for sales and use tax purposes. Amends TCA Section 67-6-102. by *Caldwell. (*SB684 by *McNally)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1774 -- Credit and Debit Cards - Creates credit card consumer council to review rates and fees charged by issuers of credit cards. Amends TCA Title 47, Chapter 22. by *Jones U (Shelby). (*SB1555 by *Dixon)

***House Bill No. 1775** -- Credit and Debit Cards - Creates credit card consumer council to review rates and fees charged by issuers of credit cards. Amends TCA Title 47, Chapter 22. by *Jones U (Shelby).

House Bill No. 1776 -- State Employees - Requires state to provide financial planning seminars for state employees. Amends TCA Title 8. by *Jones U (Shelby). (*SB1089 by *Cooper)

House Bill No. 1777 -- State Government - Authorizes governor to set salaries for commissioners of state departments after consulting with commissioner of personnel. Amends TCA Title 4, Chapter 4. by *Jones U (Shelby). (*SB1086 by *Cooper)

House Bill No. 1778 -- Children - Decreases time in which runaway house must make good faith attempt to notify juvenile court, parent or guardian of runaway's location from one hour to 30 minutes. Amends TCA Title 37 and Title 40. by *Bunch. (*SB1684 by *Miller J)

House Bill No. 1779 -- Hotels and Restaurants - Requires certain food service establishment employees to obtain and annually renew health certificates stating they are free of certain diseases and conditions. Amends TCA Title 53, Chapter 8, Part 1 and Title 68, Chapter 14, Part 3. by *Bunch. (*SB1685 by *Miller J)

House Bill No. 1780 -- Domestic Violence - Requires petitioner and respondent to appear in court before court can dismiss order of protection. Amends TCA Title 36, Chapter 3, Part 6. by *Bunch. (*SB1686 by *Miller J)

House Bill No. 1781 -- Forest and Forest Products - Adds urban forest representative to forestry commission. Amends TCA Title 11, Chapter 4, Part 2. by *Bunch. (*SB1687 by *Miller J)

House Bill No. 1782 -- Taxes, Real Property - Redefines "mobile home park" to change from three or more to two or more, number of rental spaces for moveable structures on parcel or contiguous parcels under common ownership. Amends TCA Title 67, Chapter 5, Part 8. by *Bunch. (*SB1688 by *Miller J)

House Bill No. 1783 -- Appropriations - Enacts "Tennessee Tobacco Settlement Trust Fund Act.". by *Miller L. (*SB1743 by *Dixon)

House Bill No. 1784 -- Sunset Laws - Department of children's services, June 30, 2003. Amends TCA Title 4, Chapter 29, and Title 37, Chapter 5. by *Kernell. (*SB1735 by *Springer)

House Bill No. 1785 -- Forest and Forest Products - Requires division of forestry to revise comprehensive state forest system plan every five years instead of periodically. Amends TCA Title 11 and Title 39. by *McDonald. (*SB1092 by *Cooper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1786 -- Parks, Natural Areas Preservation - Increases from two to three years time in which commissioner of environment and conservation must begin acquisition process and complete comprehensive plan for development and protection of area after such area is designated scenic, natural or scientific. Amends TCA Title 11. by *McDonald. (*SB1327 by *Graves)

House Bill No. 1787 -- Juries and Jurors - Increases maximum daily sum that may be expended for jury board and lodging from \$500 to \$1,500.. Amends TCA Section 40-18-107. by *Kent. (*SB1312 by *Person)

House Bill No. 1788 -- Water Pollution - Reduces terms of certain water quality control board members from four to two years Amends TCA Title 69, Chapter 3. by *Scroggs. (*SB245 by *Ramsey)

***House Bill No. 1789** -- Tennessee Bureau of Investigation - Requires TBI to conduct state and federal criminal history fingerprint checks at request of investigative firms employed by private landlords who are subsidized by United States Housing Act of 1937, Section 8. Amends TCA Section 38-6-114. by *Williams (Williamson). (SB1803 by *McNally)

House Bill No. 1790 -- Driver Licenses - Imposes certain driving restrictions on persons under age of 18. Amends TCA Title 55, Chapter 50. by *Fowlkes, *Caldwell, *DeBerry J, *Hassell, *Beavers, *Robinson, *Hood, *Black, *Scroggs. (*SB1074 by *Cohen)

House Bill No. 1791 -- Sunset Laws - Board of examiners in psychology, June 30, 2007. Amends TCA Title 4, Chapter 29, and Title 63, Chapter 11. by *Walley. (*SB1363 by *Person)

House Bill No. 1792 -- Dentists - Adds courses taught by Shelby County Dental Society to list of approved continuing education courses. Amends TCA Title 63, Chapter 5, Part 1. by *DeBerry L. (*SB1042 by *Dixon)

House Bill No. 1793 -- Tattoo Parlors and Piercing Establishments - Requires body piercing of person under 18 to be with written permission of parent or guardian. Amends TCA Title 62, Chapter 38. by *DeBerry L. (*SB1486 by *Dixon)

***House Bill No. 1794** -- Tattoo Parlors and Piercing Establishments - Requires body piercing of person 17 years of age or younger to be with written permission of parent or guardian. Amends TCA Title 62, Chapter 38. by *DeBerry L.

House Bill No. 1795 -- Taxes, Sales - Provides for sales tax holiday on all single items or services costing less than \$5,000 on April 15, 2000; requires report to general assembly on results. Amends TCA Title 67, Chapter 6, Part 2. by *DeBerry L. (*SB1717 by *Dixon)

House Bill No. 1796 -- Education - Establishes requirements of proper behavior and respect for authority for admission to or retention in public schools; requires parent, guardian or person having control or charge of child to sign personal statement accepting responsibility for child's social skills and respect for authority. Amends TCA Title 49, Chapter 6, Part 30. by *DeBerry L, *Langster. (*SB1577 by *Dixon)

***House Bill No. 1797** -- Appropriations - Appropriates funds to fund state government in fiscal year 1999-2000. by *Kisber. (SB1766 by *Rochelle)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1798** -- Appropriations - Authorizes index of appropriations from state tax revenues for 1999-2000 fiscal year to exceed index of estimated growth in state's economy by \$10 million or 0.15 percent. Amends TCA Title 9, Chapter 6, Part 2. by *Kisber. (SB1765 by *Rochelle)

***House Bill No. 1799** -- Bond Issues - Authorizes bond issue to fund state projects. by *Kisber. (SB1764 by *Rochelle)

House Bill No. 1800 -- Drugs - Makes it lawful to own or receive legend drugs filled by mail by deleting restrictions and prohibitions. Amends TCA Section 53-10-104 and Section 53-10-105. by *DeBerry L. (*SB1058 by *Ford J)

House Bill No. 1801 -- Motor Vehicles, Titling and Registration - Corrects internal TCA reference to clarify that revenues from personalization of collegiate plates are allocated to arts commission. Amends TCA Title 55, Chapter 4. by *DeBerry L. (*SB1167 by *Ford J, *Dixon)

House Bill No. 1802 -- Drugs - Makes it lawful to own or receive legend drugs filled by mail by deleting restrictions and prohibitions. Amends TCA Title 53, Chapter 10, Part 1. by *DeBerry L. (*SB1696 by *Ford J)

House Bill No. 1803 -- Public Funds and Financing - Enacts "Tennessee Millennium Health Trust Fund Act." Amends TCA Title 49, Title 63, Title 67, Title 68 and Title 71. by *DeBerry L, *Rinks. (*SB1391 by *Rochelle)

House Bill No. 1804 -- Taxes, Sales - Redefines "project" relative to industrial development corporations to add any theatre performance hall or other performing arts facility listed on national historic register. Amends TCA Title 7, Chapter 53 and Title 67, Chapter 6. by *DeBerry L. (*SB1520 by *Ford J)

House Bill No. 1805 -- Managed Care Organizations - Creates pilot program in Shelby County to provide mental health services. by *Bowers. (*SB1557 by *Dixon)

House Bill No. 1806 -- Education - Authorizes "best practices" demonstration preschool reading readiness intervention program. Amends TCA Title 49, Chapter 1, Part 2. by *Bowers. (*SB1043 by *Dixon)

House Bill No. 1807 -- Business Organizations - Makes technical changes to limited liability companies. Amends TCA Title 48. by *Bowers. (*SB1720 by *Dixon)

House Bill No. 1808 -- Education - Enacts "Tennessee Comprehensive Literacy Plan." Amends TCA Title 49. by *Bowers. (*SB1037 by *Dixon)

House Bill No. 1809 -- Education - Provides for statewide reading assessment program. Amends TCA Title 49, Chapter 1, Part 2. by *Bowers. (*SB1045 by *Dixon)

House Bill No. 1810 -- Contractors - Revises duties, qualifications and terms of office for board for licensing contractors. Amends TCA Title 62, Chapter 6. by *Bowers. (*SB964 by *Miller J)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1811 -- Education, Higher - Requires institution of higher education having probable cause to believe that student committing or has committed certain offenses to report such to appropriate law enforcement officer. Amends TCA Title 49. by *Brooks. (*SB1578 by *Dixon)

House Bill No. 1812 -- Obscenity and Pornography - Requires library boards to implement policy prohibiting renting videotapes or granting computer privileges containing harmful material to minors; excludes libraries from exception to law regarding obscenity. Amends TCA Title 39, Chapter 17, Part 9. by *Scroggs. (*SB1727 by *Leatherwood, *Person)

House Bill No. 1813 -- Public Records - Reorganizes present requirements for public records of municipal corporations; requires notice to state librarian and archivist 90 days before destruction of any records, specifically including temporary records and working papers.. Amends TCA Title 10, Chapter 7. by *Langster. (*SB1029 by *Harper)

House Bill No. 1814 -- Municipal Government - Allows board of commissioners to authorize city manager to enter into contracts on behalf of city in routine matters. Amends TCA Title 6, Chapter 19 and Title 6, Chapter 21. by *Sargent. (*SB840 by *Blackburn)

House Bill No. 1815 -- Municipal Government - Increases from \$5,000 to \$10,000 maximum amount municipal governing body may set for purchases not requiring public advertising and competitive bidding. Amends TCA Section 6-56-306. by *Sargent. (*SB839 by *Blackburn)

House Bill No. 1816 -- Judicial Officers - Directs that commission paid to court clerks for receiving and paying over delinquent property taxes be added to amount to be paid rather than deducted from such amount. Amends TCA Section 8-21-401. by *Black. (*SB753 by *Graves)

House Bill No. 1817 -- Fraternal Benefit Societies - Permits fraternal benefit societies to participate in reinsurance market Amends TCA Section 56-25-1304. by *Tidwell, *Phelan, *Ferguson, *McDaniel. (*SB1028 by *Crutchfield)

House Bill No. 1818 -- Law Enforcement - Requires that personnel records of undercover officers remain confidential. Amends TCA Title 10, Chapter 7, Part 5. by *Westmoreland, *Sands. (*SB1243 by *Haynes)

***House Bill No. 1819** -- Workers' Compensation - Abolishes workers' compensation assigned risk plan Amends TCA Section 56-5-314. by *Sands. (SB1740 by *McNally)

***House Bill No. 1820** -- Insurance, Health, Accident - Requires health insurers to cover voluntary breast removal of women at risk for developing breast cancer. Amends TCA Title 56, Chapter 7. by *DeBerry J, *Scroggs. (SB1814 by *Ford J)

House Bill No. 1821 -- Insurance, Health, Accident - Requires certain health insurance policies, HMOs and managed health insurance issuers to include coverage for infertility; defines terms and limits; does not apply to TennCare. Amends TCA Title 56, Chapter 7. by *DeBerry J. (*SB1677 by *Harper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1822 -- Tennessee Regulatory Authority - Requires TRA to report twice each year to general assembly on deregulation of telecommunications industries. Amends TCA Title 65. by *DeBerry J, *Miller L. (*SB1719 by *Dixon)

***House Bill No. 1823** -- Motor Vehicles - Creates Class C misdemeanor offense for bailee failing to report theft of bailed motor vehicle; codifies common law in creation of bailment when owner leaves motor vehicle and keys with person in order for person to perform mechanical, parking or other services for consideration; creates assumption of bailee's negligence when bailed motor vehicle not returned to owner. Amends TCA Title 39, Chapter 14, Part 1 and Title 55, Chapter 5. by *DeBerry J, *Miller L. (SB1893 by *Kyle)

House Bill No. 1824 -- Insurance, Motor Vehicles - Prohibits insurance companies from increasing premiums or denying coverage for motor vehicle insurance based upon factors unrelated to risks being insured. Amends TCA Title 56, Chapter 7, Part 11. by *DeBerry J, *Miller L. (*SB1749 by *Cohen)

House Bill No. 1825 -- Motor Vehicles - Prohibits child passenger ten years old or younger or who weighs less than 70 pounds from riding in front seat of vehicle equipped with passenger-side air bag; violation Class C misdemeanor. Amends TCA Title 55, Chapter 9, Part 6. by *DeBerry J, *Scroggs. (*SB1676 by *Harper)

***House Bill No. 1826** -- Banks and Financial Institutions - Requires first mortgagee conducting judicial or trust sale to foreclose property, to send notice to second mortgagee or lienholder if such second mortgagee or lienholder has notified first mortgagee that such mortgage or lien exists. Amends TCA Title 35, Chapter 5 and Title 45. by *DeBerry J. (SB1747 by *Cohen)

***House Bill No. 1827** -- AIDS, HIV and STDs - Requires department of health to report to general assembly by March 1 every year regarding number of Tennesseans with HIV and AIDS, increase in such numbers from year to year, and advances in medical research and medication for such persons. Amends TCA Title 68, Chapter 5. by *DeBerry J, *Miller L, *Scroggs, *Cooper B. (SB1748 by *Cohen)

***House Bill No. 1828** -- Landlord and Tenant - Requires law enforcement agency and district attorney general to keep confidential identity of person who provides evidence or information that leads to eviction of tenant for controlled substance or prostitution violations Amends TCA Title 66, Chapter 7. by *DeBerry J, *Miller L, *Turner (Shelby), *Jones U (Shelby), *Brooks, *Pruitt, *Jones, S., *Briley, *Rhinehart, *Scroggs, *Cooper B, *Langster. (SB1894 by *Kyle)

***House Bill No. 1829** -- District Attorneys - Terminates district attorneys general conference, June 30, 1999. Amends TCA Title 4, Chapter 29, Part 2 and Title 8, Chapter 7, Part 3. by *Hargrove. (SB1863 by *Cooper)

***House Bill No. 1830** -- District Attorneys - Increases amount of time in which district attorney must file funding report with executive director of district attorneys general conference after end of fiscal year from 90 to 100 days. Amends TCA Title 8. by *Hargrove. (SB1864 by *Cooper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1831** -- Safety, Dept. of - Provides additional security for general assembly. Amends TCA Title 3 and Title 4. by *Hargrove, *Langster. (SB1924 by *Cooper)

***House Bill No. 1832** -- Safety, Dept. of - Provides for increased security personnel for the facilities and personnel of general assembly. Amends TCA Title 3, Title 4, Chapter 3, Part 20 and Title 4, Chapter 7. by *Hargrove.

House Bill No. 1833 -- General Assembly - Authorizes joint legislative services committee to establish legislative security division to provide security and other law enforcement services to the legislative branch. Amends TCA Title 3; Title 4, Chapter 3, Part 20 and Title 4, Chapter 8, Part 1. by *Hargrove. (*SB1141 by *Crutchfield)

House Bill No. 1834 -- Capitol - Removes restriction that tourists must have out-of-state auto tags to avoid penalty for unauthorized parking at state capitol. Amends TCA Title 4, Chapter 8, Part 2. by *Hargrove. (*SB1514 by *Cooper)

House Bill No. 1835 -- Capitol - Adds duty of developing policies regarding aesthetics of concession sales at capitol to state capitol commission. Amends TCA Title 4, Chapter 8, Part 3. by *Hargrove. (*SB1390 by *Rochelle)

House Bill No. 1836 -- Public Records - Provides that copies of house and senate journals may be distributed to depository libraries in electronic format. Amends TCA Title 12, Chapter 6. by *Hargrove. (*SB1091 by *Cooper, *Dixon)

House Bill No. 1837 -- Drugs - Increases penalty for manufacture of Schedule II controlled substance methamphetamine from Class C to Class B felony. Amends TCA Title 39, Chapter 17, Part 4. by *Hargrove. (*SB1722 by *Cohen)

***House Bill No. 1838** -- Education, Higher - Clarifies authority of state board of regents and University of Tennessee board of trustees to provide for retirement benefits for employees. Amends TCA Title 8, Chapters 34 through 39. by *Hargrove. (SB1850 by *Burks)

***House Bill No. 1839** -- Alcoholic Beverages - Authorizes bed and breakfast establishments located in Putnam County to serve alcoholic beverages for consumption on premises. Amends TCA Title 57, Chapter 4. by *Hargrove. (SB1822 by *Cohen)

***House Bill No. 1840** -- Education - Requires student to be enrolled in school under name that appears on certificate of birth and to use that throughout school career. Amends TCA Title 49, Chapter 6, Part 51. by *Ferguson. (SB1882 by *Davis L)

***House Bill No. 1841** -- Credit and Debit Cards - Raises minimum statutory damages for requiring person to surrender credit card information when prohibited from \$100 to \$200. Amends TCA Title 39; Title 45 and Title 47. by *Whitson. (SB1808 by *Haun)

***House Bill No. 1842** -- Employees, Employers - Requires employer to provide reasonable unpaid break time each day for employee to express breast milk for infant child. Amends TCA Title 50, Chapter 1, Part 3. by *Chumney. (SB1856 by *Cohen)

***House Bill No. 1843** -- Correctional Programs - Creates Tennessee Correction Academy. Amends TCA Title 4, Chapter 29. by *Lewis.

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1844 -- Economic and Community Development - Places same requirements on central business improvement districts as required for industrial development boards to submit annual report to state board of equalization containing list of all property owned; its value; in lieu payments made; date property scheduled to return to tax rolls; and taxes that would be due if subject to taxation. Amends TCA Title 7. by *Scroggs. (*SB1728 by *Leatherwood, *Person)

***House Bill No. 1845** -- Sentencing - Increases penalty for extortion from Class D to Class C felony. Amends TCA Title 4; Title 8 and Title 39. by *Buck. (SB1824 by *Springer)

***House Bill No. 1846** -- Agriculture - Allows commissioner to file lien on cotton crop of grower who fails to pay assessment for boll weevil eradication. Amends TCA Section 43-6-426. by *Walley, *Ford S. (SB1846 by *Carter)

***House Bill No. 1847** -- Probation and Parole - Clarifies offenses for which concurrence of four members of board of probation and parole needed for grant of parole; adds certain new provisions concerning grant or rescission of parole. Amends TCA Title 40. by *McKee. (SB1769 by *Fowler)

***House Bill No. 1848** -- Probation and Parole - Allows notice of parole board hearings to be made by electronic means; transfers certain responsibilities from board of probation and parole to department of correction. Amends TCA Title 40. by *McKee. (SB1768 by *Fowler)

***House Bill No. 1849** -- Children's Services, Dept. of - Requires department to establish pilot program to provide financial assistance and certain services to persons who provide for care to children related to them. Amends TCA Title 37. by *Jones, S., *Boyer. (SB1770 by *Person)

***House Bill No. 1850** -- Criminal Procedure - Authorizes governor or designee to consent to transfer of convicted criminal offenders in accordance with federal government treaties with foreign countries. Amends TCA Title 41. by *McKee, *McDaniel. (SB1771 by *Fowler, *Atchley)

***House Bill No. 1851** -- Taxes, Sales - Clarifies refund of sales and use taxes available to motion picture production companies. Amends TCA Section 67-6-530. by *Mumpower. (SB1773 by *Clabough)

***House Bill No. 1852** -- Municipal Government - Creates, under Convention Center and Tourism Development Financing Act, option of ceasing apportionment and distribution of incremental increases due to public use facility after 30 years if such 30 year period earlier than other cessation events described under present law. Amends TCA Section 7-88-106. by *Armstrong, *McDaniel. (SB1774 by *Atchley)

***House Bill No. 1853** -- Correction, Dept. of - Extends prohibition on sexual contact between law enforcement or correction officer and inmate to also prohibit such contact by probation and parole officer and volunteer and person over whom supervisory authority is exercised by such officer or volunteer; increases penalty from Class A misdemeanor to Class E felony. Amends TCA Title 41, Chapter 21, Part 2. by *Todd, *Boyer. (SB1772 by *Burchett, *Person)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1854** -- Taxes, Litigation - Transfers revenue allocated to criminal injuries compensation fund to general fund for fiscal years beginning July 1, 1998 through July 1, 2002, subject to notification that remaining revenues sufficient to fund activities of criminal injuries compensation fund. Amends TCA Title 67, Chapter 4. by *McDaniel, *Boyer. (SB1775 by *Henry)

***House Bill No. 1855** -- Public Health and Health Care - Requires appropriation from recurring revenue for laws that result in net increase in state share of cost of medical assistance through Medicaid or TennCare; authorizes adjustment of estimates for appropriations. Amends TCA Title 9, Chapter 6. by *McDaniel, *Boyer. (SB1776 by *Clabough)

***House Bill No. 1856** -- Planning, Public - Requires that removal of member of local neighborhood development corporation by Tennessee neighborhood development corporation be for cause. Amends TCA Title 13, Chapter 13, Section 104. by *Sargent. (SB1777 by *Miller J)

***House Bill No. 1857** -- Taxes, Privilege - Removes real estate transfer tax and mortgage tax from funding sources for housing program fund; requires all proceeds of taxes for recording transfer of realty and recording mortgages or other instruments showing indebtedness be allocated to general fund for next five years. Amends TCA Sections 13-23-409. by *McDaniel, *Ford S. (SB1778 by *Henry)

House Bill No. 1858 -- Public Records - Requires lawful custodian of public records having commercial value to adopt policies governing copies and extracts of such records; requires department of safety to maintain accident reports, in addition to receiving them, and to make notations on records of licensed drivers regarding accidents and convictions involving such driver. Amends TCA Title 10, Chapter 7 and Title 55, Chapters 2, 10, and 50. by *Mumpower. (SB1779 by *Ramsey)

***House Bill No. 1859** -- Energy - Transfers office of energy management from department of general services to department of finance and administration, as to functions related to energy management plan for state owned buildings and facilities; deletes certain reporting functions of office of energy management. Amends TCA Title 4, Chapter 3. by *McKee, *McDaniel. (SB1780 by *Leatherwood)

***House Bill No. 1860** -- Taxes, Sales - Removes dealer's deduction for accounting costs. Amends TCA Title 67, Chapter 6, Part 5. by *McDaniel, *Ford S. (SB1781 by *Henry)

***House Bill No. 1861** -- Motor Vehicles - Directs that revenue from distribution to highway fund be allocated to general fund in amount sufficient to fund cost of issuing motor vehicle registration plates; directs that such amount be established in General Appropriations Act. Amends TCA Section 55-6-107. by *McDaniel, *Ford S. (SB1782 by *Henry)

***House Bill No. 1862** -- Tort Liability - Immunizes state government from tort claims arising out of data calculation errors caused by any computer system or software program's inability to process year 2000 date. Amends TCA Title 29, Chapter 20, and Title 9, Chapter 8, Part 3. by *Scroggs. (SB1783 by *Crowe)

***House Bill No. 1863** -- Public Contracts - Specifies that at meeting with protesting party, head of affected department or agency may seek clarification of contract solicitation process protest issues Amends TCA Section 12-4-109. by *McDaniel. (SB1784 by *Miller J)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1864** -- Boards and Commissions - Allows health related boards to issue temporary licenses to applicants pending final determination on application by such board; limits effective date of such temporary licenses to six months; prohibits proof of such temporary licensure being used as estoppel by applicants who are later denied permanent licensure. Amends TCA Title 63, Chapter 1. by *Black, *McDaniel. (SB1785 by *Fowler)

***House Bill No. 1865** -- Health, Dept. of - Expands department registry of persons who abused or neglected certain individuals to include persons who misappropriate property of vulnerable individuals; removes certain due process requirements for persons named in registry. Amends TCA Title 68, Chapter 11, Part 10. by *Mumpower, *McDaniel. (SB1786 by *Fowler)

***House Bill No. 1866** -- Custody and Support - Eliminates duplicate language in TCA 36-5-3007(b), relative to grounds for contesting transfer of child custody or support case. Amends TCA Title 8, Title 36, Title 37, Title 45, and Title 71. by *Harwell, *McDaniel. (SB1787 by *Crowe, *McNally)

***House Bill No. 1867** -- Civil Service - Authorizes commissioner of personnel to appoint civil servants using procedures other than those required by present law when character or place of work makes it impracticable to supply needs of service by appointments made in accordance with law. Amends TCA Title 8. by *Kent, *McDaniel. (SB1789 by *Ramsey)

***House Bill No. 1868** -- Welfare - Broadens offense of fraud of public assistance benefits. Amends TCA Section 71-3-120 and Title 71, Chapter 5, Part 3. by *Scroggs, *McDaniel. (SB1788 by *Fowler, *McNally)

***House Bill No. 1869** -- Taxes, Exemption - Removes WATS service and private line service from taxable interstate telecommunications services; removes tax on interstate telecommunications services except those sold to businesses and reduces tax from 6 to 3 percent for those services sold to businesses; exempts certain services from local tax; authorizes certain distribution of state tax. Amends TCA Title 67, Chapter 6. by *Boyer, *Ford S. (SB1790 by *McNally)

***House Bill No. 1870** -- Vending Machines - Denies operators of vending machines option of reporting gross receipts tax in lieu of sales tax when sale price of merchandise vended in single transaction is greater than \$4.00. Amends TCA Section 67-4-506. by *Kent. (SB1791 by *McNally)

***House Bill No. 1871** -- Corporations, Not for Profit - Eliminates requirement that nonprofit corporation obtain certificate from commissioner of revenue certifying that such corporation has filed all reports and paid all taxes and penalties in order to reinstate its charter or certificate. Amends TCA Section 48-64-203 and Section 48-65-303. by *Gunnels. (SB1792 by *Elsea, *Atchley)

***House Bill No. 1872** -- Business Organizations - Deletes requirement that limited liability company file certain information that commissioner of revenue may require; directs penalties for limited liability companies that have not filed certain information. Amends TCA Section 48-247-101. by *Sharp, *McDaniel. (SB1793 by *Leatherwood, *McNally)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1873** -- Mental Illness - Establishes procedure for commitment of sexually violent predators. Amends TCA Title 33. by *Jackson. (SB1794 by *Burchett)

***House Bill No. 1874** -- Education - Enacts "Tennessee Charter Schools Act of 1999." Amends TCA Title 49, Title 8, Chapter 35, and Sections 12-4-101 and 12-4-102. by *Winningham, *Davis (Cocke). (SB1795 by *Atchley)

***House Bill No. 1875** -- Labor - Enacts "Tennessee Workforce Development Act of 1999." Amends TCA Titles 4, 8, 12, 13, 29, 36, 37, 38, 41, 49, 50, 56, 59, 62, 67, 68, and 71. by *Kisber, *McDaniel, *McAfee. (SB1796 by *Cooper, *Atchley, *McNally, *Clabough)

***House Bill No. 1876** -- Administrative Procedure - Authorizes state agencies to assign payment of costs of court reporter, costs of agency's presence and staff time spent on preparation of case to party requesting hearing if such party does not prevail in appeal of contested case hearing. Amends TCA Section 4-5-325. by *Hargett. (SB1797 by *Atchley)

***House Bill No. 1877** -- Sentencing - Requires court to consider fact that victim of aggravated assault was state employee whose job duties included performing regulatory or inspection functions covered under state statute as enhancement factor at time of sentencing. Amends TCA Section 29-13-102. by *Beavers. (SB1798 by *Carter, *Atchley)

***House Bill No. 1878** -- Hospitals and Health Care Facilities - Extends nursing home tax and tax on intermediate care facilities for mentally retarded through June 30, 2001. Amends TCA Title 68, Chapter 11 and Title 71, Chapter 5. by *McDaniel, *Boyer. (SB1799 by *Cooper)

***House Bill No. 1879** -- Parks, Natural Areas Preservation - Designates North Chickamauga Creek Gorge as natural-scientific area. Amends TCA Section 11-14-108. by *McAfee, *Rhinehart, *Wood, *Eckles, *Hood, *Ford S, *Turner (Hamilton), *Fraleigh, *Sharp, *Stulce. (SB1801 by *Fowler)

***House Bill No. 1880** -- Taxes, Privilege - Requires limited liability partnerships to pay privilege tax for engaging in business in corporate form in Tennessee; applies to tax years beginning on or after December 15, 1998. Amends TCA Title 48 and Title 67. by *McDaniel, *Ford S, *Boyer. (SB1802 by *Atchley)

***House Bill No. 1881** -- Building Commission, State - Requires approval of state building commission for all disposals of state owned real property or energy resources. Amends TCA Title 4, Chapter 15 and Title 12, Chapter 2. by *Kisber. (SB1844 by *Henry)

***House Bill No. 1882** -- Tort Liability - Limits tort liability of directors and officers of IRC 501(c)(7) nonprofit organizations. Amends TCA Section 48-58-601. by *Godsey. (SB1828 by *Ramsey)

***House Bill No. 1883** -- Telecommunications - Increases payments made to board of directors of state rural electrification authority from \$600 to \$1,200 annually. Amends TCA Title 65. by *Whitson. (SB1809 by *Haun)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1884** -- Education - Establishes requirements of proper behavior and respect for authority for admission to or retention in public schools; requires parent, guardian or person having control or charge of child to sign personal statement accepting responsibility for child's social skills and respect for authority. Amends TCA Title 49, Chapter 6, Part 30. by *DeBerry J. (SB1892 by *Kyle)

House Bill No. 1885 -- Sexual Offenses - Revises investigation and reporting requirements for statutory rape of minor. Amends TCA Title 37; Title 38 and Title 39. by *DeBerry J. (*SB1654 by *Fowler)

***House Bill No. 1886** -- Landlord and Tenant - Clarifies that landlord shall not charge tenant for late payment of rent unless more than five working days have elapsed since rent was due. by *DeBerry J.

***House Bill No. 1887** -- Consumer Protection - Redefines "consumer report" to include information gathered for check payment eligibility determination; redefines "consumer reporting agency" to include agencies assembling or evaluating information on personal checks. Amends TCA Title 47. by *Turner (Hamilton), *West, *Jones, S., *Pruitt. (SB1875 by *Crutchfield)

***House Bill No. 1888** -- Firearms and Ammunition - Enacts "Anti-Straw Man Gun Trafficking Act of 1999." Amends TCA Section 39-17-1303 and Section 39-17-1316. by *Turner (Hamilton), *Buck.

House Bill No. 1889 -- Education - Provides for annual designation of model alternative school of the year; authorizes cash grant for such school; provides for replication grants for other school systems which desire to emulate the model alternative school. Amends TCA Section 49-6-3402. by *Turner (Hamilton), *Pruitt, *Miller L, *Jones, S., *Ferguson, *McMillan, *Eckles, *Pinion, *Fraleigh, *Tindell, *Armstrong, *Briley, *Odom. (*SB555 by *Cooper)

House Bill No. 1890 -- Foster Care - Establishes scholarship program for industrious foster care children who wish to pursue opportunities in higher education. Amends TCA Title 37, Chapter 5, Part 1, by *Turner (Hamilton), *Pruitt, *Miller L, *Ferguson, *McMillan, *Jones, S., *Eckles, *Bone, *Pinion, *Fraleigh, *Maddox, *Tindell, *Armstrong, *Briley, *Odom. (*SB835 by *Crutchfield)

***House Bill No. 1891** -- Abuse - Permits disclosure of abuse records and information to certain persons assisting in abuse treatment and advocacy, without loss of confidentiality; redefines "confidential information." Amends TCA Section 37-1-612. by *Turner (Hamilton), *Chumney, *West, *Ridgeway, *Briley, *Eckles, *Jones, S.. (SB1879 by *Crutchfield)

***House Bill No. 1892** -- Education - Requires that at least 80 percent of non-federal education funds be expended by classroom instructional expenses; establishes procedure for monitoring and reporting such requirement. Amends TCA Title 49, Chapter 3, Part 3. by *Bunch, *Harwell. (SB1865 by *Miller J)

***House Bill No. 1893** -- Public Health and Health Care - Enacts "New Millenium Health Care Act"; requires 25 percent of funds resulting from tobacco settlement be deposited in New Millenium Health Care Trust Fund; interest only to be used for long term care and other health programs beginning with fiscal year 2010-2011. Amends TCA Titles 67; 49; 63; 68 and 71. by *Sargent. (SB1760 by *Blackburn)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1894** -- Law Enforcement - Increases in-service training supplement paid to eligible law enforcement officers from \$600 to \$1,200. Amends TCA Section 38-8-111; Section 55-4-111; Section 55-50-323 and Section 55-50-324. by *Kent, *Patton, *Ford S, *Todd. (SB1874 by *Crowe)

***House Bill No. 1895** -- Taxes, Franchise - Revises pass-through entities taxation law. Amends TCA Title 67. by *Hargrove. (SB1837 by *Rochelle)

***House Bill No. 1896** -- Public Records - Increases from ten days to ten business days time in which report shall be made by state agency releasing public records originating in office of county assessor of property. Amends TCA Section 10-7-506. by *Bowers. (SB1832 by *Person)

***House Bill No. 1897** -- Highways, Roads and Bridges - Authorizes county legislative body to prohibit parking on county highways and bridges; authorizes county legislative body to restrict access to county highways by commercial vehicles. Amends TCA Title 16; Title 54 and Title 55. by *Westmoreland. (SB1827 by *Ramsey)

***House Bill No. 1898** -- Victims' Rights - Requires prosecuting attorney to confer with victim, upon victim's request, about disposition of criminal offense; clarifies that right of victim to confer with prosecuting attorney does not include authority to direct prosecution of case; provides that failure of prosecuting attorney to confer with victim does not affect validity of disposition of case. Amends TCA Title 4, Chapter 4; Title 8, Chapter 7; Title 29, Chapter 13; Title 36, Chapter 3; Title 38, Chapter 6; Title 39; Title 40 and Title 41. by *Maddox. (SB1911 by *Herron)

***House Bill No. 1899** -- Victims' Rights - Provides that victim has right not to testify at any court proceeding regarding victim's addresses, telephone numbers, place of employment or other locating information unless victim consents or court orders disclosure. Amends TCA Title 4, Chapter 4; Title 8, Chapter 7; Title 29, Chapter 13; Title 36, Chapter 3; Title 38, Chapter 6; Title 39; Title 40 and Title 41. by *Maddox. (SB1910 by *Herron)

***House Bill No. 1900** -- School Transportation - Revises provisions on transportation of school children in vans and mini-vans to and from extra-curricular events. Amends TCA Title 49, Chapter 6, Part 21. by *Bunch. (SB1919 by *Elsea)

***House Bill No. 1901** -- Telecommunications - Revises times when telemarketers are prohibited to call from after 9:00 p.m. to after 5:00 p.m. Amends TCA Title 47, Chapter 18. by *Whitson. (SB1810 by *Haun)

***House Bill No. 1902** -- Game and Fish Laws - Adds assessment of need for state aquaculture coordinator to duties of aquaculture advisory board. Amends TCA Title 43, Chapter 33 and Title 70. by *McAfee.

***House Bill No. 1903** -- Adoption - Requires prospective adoptive parents who have standing to notify department of children's services when petition for adoption and termination of parental rights filed. Amends TCA Title 36, Chapter 1, Part 1. by *Williams (Williamson). (SB1902 by *Cooper)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

House Bill No. 1904 -- Election Laws - Requires candidates to close out campaign accounts within four years after leaving office. Amends TCA Title 2, Chapter 10. by *Stulce. (*SB1121 by *Cooper)

House Bill No. 1905 -- Water - Directs department of environment and conservation to conduct stream mapping project in Barren, Upper Cumberland and Cumberland (Old Hickory Lake) watersheds of Macon County. Amends TCA Title 69, Chapter 3, Part 3. by *Buck. (*SB1027 by *Burks)

House Bill No. 1906 -- Water - Directs department of environment and conservation to conduct stream mapping project in Red River, Barkley Lake and lower Cumberland watersheds of Robertson County. Amends TCA Title 69, Chapter 3, Part 3. by *Davidson. (*SB1329 by *Graves)

House Bill No. 1907 -- Public Records - Requires chief administrative officers to inform employees about requirements of public records law. Amends TCA Title 10. by *Buck. (*SB1123 by *Cooper)

House Bill No. 1908 -- Tobacco, Tobacco Products - Provides that nothing in franchise and excise tax laws shall be construed to prohibit tobacco companies from doing business in Tennessee. Amends TCA Title 67, Chapter 4, Parts 8 and 9. by *Rhinehart. (*SB1125 by *Cooper)

House Bill No. 1909 -- Salaries and Benefits - Applies assistant district attorney pay schedule to victim-witness coordinators. Amends TCA Title 8, Chapter 7, Part 2. by *Rhinehart. (*SB1542 by *Cooper)

House Bill No. 1910 -- Insurance Companies, Agents, Brokers, Policies - Classifies group or combination of persons or risks as "fictitious group," as defined by present law, for purposes of marketing of personal automobile and homeowners insurance, if certain conditions met. Amends TCA Title 56, Chapter 8. by *Rhinehart. (*SB1739 by *Atchley)

House Bill No. 1911 -- Motor Vehicles, Titling and Registration - Authorizes funds earmarked from sale of new specialty plates to be allocated to state special agency accounts Amends TCA Title 55, Chapter 4. by *Bowers. (*SB1090 by *Cooper)

***House Bill No. 1912** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Nashville Predators license plates Amends TCA Title 55, Chapter 4. by *West. (SB1823 by *Cohen)

***House Bill No. 1913** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Richard III Society cultural license plates Amends TCA Title 55, Chapter 4. by *McDaniel. (SB1821 by *Cohen)

***House Bill No. 1914** -- Professions and Occupations - Requires professional geologists to register with department of commerce and insurance in order to practice. Amends TCA Title 62. by *Robinson. (SB1819 by *Haynes)

***House Bill No. 1915** -- Taxes, Exemption - Exempts from sales and use tax motor vehicles loaned to schools by dealer for driver education programs. Amends TCA Title 67, Chapter 6, Part 3. by *Boyer. (SB1887 by *Burchett)

MONDAY, FEBRUARY 22, 1999 -- NINTH LEGISLATIVE DAY

***House Bill No. 1916** -- Education, Higher - Permits institutions of higher education to release certain student records and student information if related to criminal activity or drug or alcohol possession or use by such student. Amends TCA Title 10, Chapter 7. by *Boyer. (SB1886 by *Burchett)

***House Bill No. 1917** -- Taxes, Franchise - Defines "pass-through entity" and "doing business in Tennessee" for franchise/excise tax purposes; provides that for purposes of apportionment, pass-through entities in which taxable entity has interest in profits or capital shall be disregarded as separate entity and tax attributes shall be attributed to each owner of such entity to extent of such owner's ownership interest. Amends TCA Title 67. by *Hargrove. (SB1838 by *Rochelle)

***House Bill No. 1918** -- Financial Disclosure - Revises Campaign Financial Disclosure Act of 1980. Amends TCA Title 2, Chapter 10. by *Kisber. (SB1830 by *Kyle)

***House Bill No. 1919** -- Education - Requires certain students to disclose certain adjudications and convictions as requisite for enrollment or re-enrollment in LEA. Amends TCA Title 37 and Title 49. by *DeBerry L. (SB1888 by *Dixon)

***House Bill No. 1920** -- Public Funds and Financing - Increases amount of penalty for nonpayment of check or money order from 1 to 2 percent of amount of instrument. Amends TCA Title 9; Title 45; Title 56 and Title 67. by *Whitson. (SB1811 by *Haun)

***House Bill No. 1921** -- Appropriations - Establishes pilot project for youth agricultural programs at Roane State Community College; appropriates sum of \$50,000 to fund the project. by *Ferguson. (SB1884 by *Davis L)

***House Bill No. 1922** -- County Officers - Authorizes sheriffs to commission school security officers to carry weapons, subject to training requirements imposed on law enforcement officers. Amends TCA Title 8, Chapter 8; Title 39 and Title 49. by *McDonald. (SB1835 by *Graves)

***House Bill No. 1923** -- Local Education Agency - Provides that county superintendent of education is responsible for complying with rules and regulations of state board and with requests for information from the commissioner of education, office of education accountability, or general assembly. Amends TCA Title 49, Chapter 2, Part 3. by *Jones U (Shelby). (SB1872 by *Dixon)

**CONSENT CALENDAR
February 22, 1999**

The following local bills have been placed on the Consent Calendar for **February 24, 1999**: House Bill No. 471.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion on Rep. Hargrove, the House stood in recess until 2:00 p.m., Wednesday, February 24, 1999.